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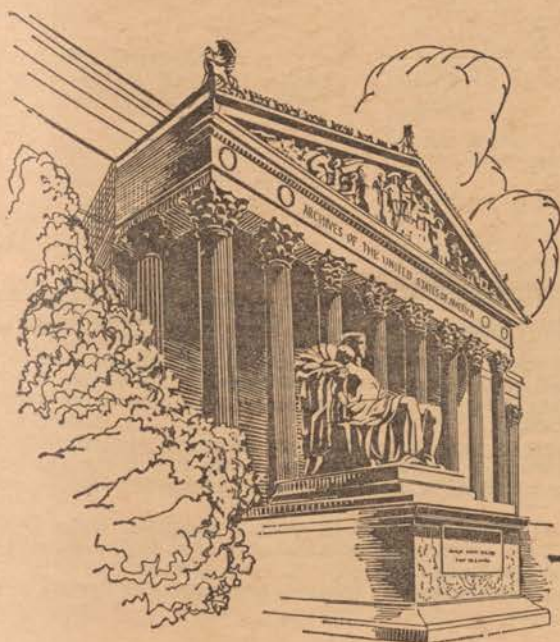
Tuesday, January 16, 1968 • Washington, D.C.

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Civil Service Commission
Equal Employment Opportunity
Commission
Federal Aviation Administration
Federal Communications Commission
Federal Deposit Insurance Corporation
Federal Highway Administration
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Land Management Bureau
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Now Available

LIST OF CFR SECTIONS AFFECTED

1949-1963

This volume contains a compilation of the "List of Sections Affected" for all titles of the Code of Federal Regulations for the years 1949 through 1963. All sections of the CFR which have been expressly affected by documents published in the daily Federal Register are enumerated.

Reference to this list will enable the user to find the precise text of CFR provisions which were in force and effect on any given date during the period covered.

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List of CFR Parts Affected

(Codification Guide)

The following numerical guide is a list of the parts of each title of the Code of Federal Regulations affected by documents published in today's issue. A cumulative list of parts affected, covering the current month to date, appears at the end of each issue beginning with the second issue of the month.

A cumulative guide is published separately at the end of each month. The guide lists the parts and sections affected by documents published since January 1, 1968, and specifies how they are affected.

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Title 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 353—RESTORATION AFTER MILITARY DUTY

Rights of Temporary and Indefinite Employees Performing Military Duty

Section 353.801 is revised to provide certain temporary employees with restoration rights after military service. As revised, § 353.801, which is effective February 15, 1968, reads as follows:

§ 353.801 Rights of temporary and indefinite employees performing military duty.

(a) *General.* Subject to the exceptions set forth in paragraph (b) of this section:

(1) an employee (i) serving in a position in the competitive service under a temporary appointment pending establishment of a register under § 316.201 of this chapter (other than an employee serving in the postal field service, or in GS-16, GS-17, or GS-18), or (ii) serving in a position in the competitive service in the postal field service under a temporary appointment without a definite time limitation (other than an employee serving in a position of postmaster or rural carrier), (referred to in this subpart as a temporary employee); and

(2) an employee serving in a position in the competitive service under an indefinite appointment made under the indefinite appointment system (referred to in this subpart as an indefinite employee), are entitled to rights equivalent to those provided for employees covered by section 9 (b) and (g) of the Act, and Subparts A through G of this part apply to a temporary or an indefinite employee.

(b) *Exceptions.* (1) Sections 353.305 and 353.701(a) (1) (v) do not apply to a temporary or an indefinite employee.

(2) The right of restoration of a temporary or an indefinite employee is restricted to the geographical area in which the installation he left to enter military duty is located.

(3) The prohibitions in section 9(c) (1) and section 9(g) (3) of the Act against discharging employees without cause within 1 year or 6 months respectively, after restoration do not apply to a temporary or an indefinite employee; restoration of a temporary or an indefinite employee may not cause his employment to extend beyond the date it would otherwise be terminated.

(4) A temporary or an indefinite employee who cannot be restored in his former agency does not have the right to restoration in another agency that non-

temporary employees have under section 9(e) (1) of the Act.

(Sec. 9, 62 Stat. 614, as amended; 50 U.S.C. App. 459)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to
the Commissioners.

[F.R. Doc. 68-539; Filed, Jan. 15, 1968; 8:47 a.m.]

Title 7—AGRICULTURE

Chapter VIII—Agricultural Stabilization and Conservation Service (Sugar), Department of Agriculture

SUBCHAPTER B—SUGAR REQUIREMENTS AND QUOTAS

[Sugar Reg. 811, Amdt. 1]

PART 811—CONTINENTAL SUGAR REQUIREMENTS AND AREA QUOTAS

Requirements and Quotas for 1968

QUOTAS FOR FOREIGN COUNTRIES

Basis and purpose and statement of bases and considerations. This amendment is issued pursuant to the authority vested in the Secretary of Agriculture by the Sugar Act of 1948, as amended (61 Stat. 922, as amended), hereinafter referred to as the "Act". The purpose of this amendment is to permit the importation of an additional 75,000 short tons, raw value, of raw sugar from foreign countries during the first quarter of this year.

Inventories held by refiners were larger on January 1, 1968, than a year ago. In addition, substantially larger quantities of domestically produced raw sugar will be available during the first quarter of this year than a year ago. However, two large cargos of raw sugar were diverted from northeast ports of arrival late last month to the gulf and west coast in order to effect importation prior to year end. Today's action is expected to make more sugar available in the northeast.

By virtue of the authority vested in the Secretary of Agriculture by the Act, Part 811 of this chapter is hereby amended as follows:

Paragraph (d) of § 811.63 is amended by amending subparagraph (1), subdivision (ii) of subparagraph (2), and subdivision (i) of subparagraph (3) and by adding a new subdivision (v) to subparagraph (3) to read as follows:

§ 811.63 Quotas for foreign countries.

(d) (1) Of the total quotas and provision for foreign countries established in paragraphs (b) and (c) of this section, an amount not to exceed 2,100,000 short tons, raw value, of raw sugar, which

includes quantities imported in late 1967 under bond for refining and storage, may be charged against such 1968 quotas and authorized for importation or release from bond from all such foreign countries in accordance with Part 817 of this chapter during the first 6 months of 1968. Such charges to such 1968 quotas shall be made in the following manner: (i) The quantities imported in late 1967 under bond for refining and storage will be released from bond and charged to such quotas on January 1, 1968; (ii) in addition 825,000 short tons, raw value of sugar will be authorized for importation and charged to such quotas during the first quarter of the year and; (iii) that part of the 2,100,000 short tons, raw value, not charged to such 1968 quotas under subdivisions (i) and (ii) of this subparagraph will be authorized for importation and charged to such quotas during the second quarter of 1968.

(2) * * *

(ii) Applications for the importation of sugar during the first quarter received on or before December 19, 1967, will be considered as having been received at the same time. Applications for the importation during the first quarter of 75,000 short tons, raw value, of sugar, representing an addition to the initial limitation of 750,000 short tons, raw value, received on or before January 15, 1968, will be considered as having been received at the same time. Applications for the importation of sugar during the second quarter received on or before January 15, 1968, will be considered as having been received at the same time.

(3) (i) Allocations of first quarter importations among countries will be made in the following manner within the limits of applications received. Allocations among countries of the initial limitation of 750,000 short tons, raw value, shall be made as provided in subdivisions (ii), (iii), and (iv) of this subparagraph. Allocation among countries of 75,000 short tons, raw value, representing an addition to the initial limitation of 750,000 short tons, raw value, shall be made as provided in subdivision (v) of this subparagraph.

(v) The 75,000 short tons, raw value, shall be prorated among countries that supply the sugar for which applications for importation have been made, on the basis of first quarter importations from such countries as set forth in subparagraph (5) of this paragraph.

(Secs. 202 and 403; 61 Stat. 924 as amended, 932 as amended; 7 U.S.C. 1112 and 1153)

Effective date. In order to promote orderly marketing, it is essential that all persons selling and purchasing sugar from foreign countries be able as soon

as possible to make plans based on these changes in marketing opportunities. Therefore, it is hereby determined and found that compliance with the notice, procedure and effective date requirements of 5 U.S.C. 553 is unnecessary, impracticable and contrary to the public interest and the amendment herein shall become effective when filed for public inspection in the Office of the Federal Register.

Signed at Washington, D.C., on January 11, 1968.

ORVILLE L. FREEMAN,
Secretary.

[F.R. Doc. 68-556; Filed, Jan. 11, 1968;
4:38 p.m.]

Title 12—BANKS AND BANKING

Chapter III—Federal Deposit Insurance Corporation

SUBCHAPTER B—REGULATIONS AND STATEMENTS OF GENERAL POLICY

PART 330—CLARIFICATION AND DEFINITION OF DEPOSIT INSURANCE COVERAGE

Notification of Depositors

Effective upon publication in the FEDERAL REGISTER, § 330.14 of the rules and regulations of the Federal Deposit Insurance Corporation (12 CFR Part 330) is amended to read as follows:

§ 330.14 Notification of depositors.

Each insured bank is required to provide notice of these revisions to the Rules and Regulations for Clarification and Definition of Insurance Coverage of Deposit Accounts, Part 330, not later than April 1, 1968, to the depositors of each deposit account which had a balance in excess of \$5,000 on any date selected by the bank between September 1, 1967, and April 1, 1968. Such notice shall consist of mailing to such depositors at their last known address as shown on the records of the insured bank, a question and answer brochure on insurance of deposit accounts prepared by the Federal Deposit Insurance Corporation. Such brochure shall also be made available to the public at each teller's station or window where deposits are normally received and at new account stations of an insured bank. Additional explanatory materials may also be sent to depositors at the option of the insured bank.

(Sec. 9, 64 Stat. 881; 12 U.S.C. 1819; sec. 3, 80 Stat. 1056; 12 U.S.C. 1813. Interpret or apply secs. 3, 7, 11, 12, 64 Stat. 873; 12 U.S.C. 1813, 1817, 1821, 1822)

The purpose of amended § 330.14 is to provide an extension of time in which insured banks are required to notify depositors with balances in excess of \$5,000 of changes in insurance coverage of deposit accounts as set forth in revised Part 330 of the Corporation's rules and regulations, effective April 15, 1968.

In adopting this amendment to the Corporation's rules and regulations, the Board of Directors has found that (1)

for good cause shown prior publication of notice of proposed rule making in the FEDERAL REGISTER and public participation in the making of rules under the provisions of the Administrative Procedure Act (5 U.S.C. 553) and Part 302 of the Corporation's rules and regulations (12 CFR 302.1-302.7) is not required with respect to the adoption of this amendment and such publication is impracticable, unnecessary and contrary to the public interest, and (2) that a delay of not less than 30 days in the effective date of said amendment after its publication is not required by the provisions of the Administrative Procedure Act (5 U.S.C. 553) and Part 302 of the Corporation's rules and regulations (12 CFR 302.1-302.7), since the amendment imposes no substantial additional duties or burdens upon the public and is therefore excepted from the 30-day prior publication before the effective date requirement of the Administrative Procedure Act.

FEDERAL DEPOSIT INSURANCE CORPORATION,

[SEAL] E. F. DOWNEY,
Secretary.

[F.R. Doc. 68-407; Filed, Jan. 15, 1968;
8:49 a.m.]

Title 13—BUSINESS CREDIT AND ASSISTANCE

Chapter I—Small Business Administration

PART 121—SMALL BUSINESS SIZE STANDARDS

Notice Concerning the Definition of Small Business Manufacturer, Petroleum Refining, for Purpose of Government Procurement and Receiving Financial Assistance

On July 7, 1967, there was published in the FEDERAL REGISTER a proposal to amend the Small Business Size Standards Regulation by establishing a new size standard for Standard Industrial Classification Industry No. 2911, Petroleum Refining, for the purpose of Government Procurement (32 F.R. 9980) and for the purpose of receiving financial assistance (32 F.R. 9982).

Comments received on the notice of proposal indicated that there existed widely varied views with respect to the proposed changes. This suggested the desirability of an industry hearing. Accordingly, a hearing was held on October 9, 1967, pursuant to notice published in the FEDERAL REGISTER on September 20, 1967 (32 F.R. 13295).

Based on an analysis of all comments on the proposals and all available information material to the issue, it has been determined that the existing procurement and financial assistance size standards for Standard Industrial Classification Industry No. 2911, Petroleum Refining are the most appropriate for the

purpose of identifying small business concerns in such industry.

ROBERT C. MOOT,
Administrator.

DECEMBER 22, 1967.

[F.R. Doc. 68-517; Filed, Jan. 15, 1968;
8:45 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Administration, Department of Transportation

[Airspace Docket No. 67-SW-49]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS

Designation of Additional Control Area

On October 12, 1967, a notice of proposed rule making was published in the FEDERAL REGISTER (32 F.R. 14158) stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would designate an additional control area from Gage, Okla., to Woodring, Okla.

Interested persons were afforded an opportunity to participate in the proposed rule making through the submission of comments. All comments received were favorable.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0001 e.s.t., February 29, 1968, as hereinafter set forth.

Section 71.163 (32 F.R. 2063) is amended by adding:

GAGE, OKLA.

From Gage, Okla., 12 AGL to Woodring, Okla.

(Sec. 307(a), Federal Aviation Act of 1958; 49 U.S.C. 1348)

Issued in Washington, D.C., on January 8, 1968.

H. B. HELSTROM,
Chief, Airspace and Air
Traffic Rules Division.

[F.R. Doc. 68-526; Filed, Jan. 15, 1968;
8:46 a.m.]

[Airspace Docket No. 67-SO-4]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS

Alteration and Designation of Federal Airway Segments

On November 18, 1967, a notice of proposed rule making was published in the FEDERAL REGISTER (32 F.R. 15885) stating that the Federal Aviation Administration was considering amendments to Part 71 of the Federal Aviation Regulations that would realign VOR Federal

airway No. 115 segment between Crestview, Fla., and Montgomery, Ala., and designate VOR Federal airway No. 329. Interested persons were afforded an opportunity to participate in the proposed rule making through the submission of comments. All comments received were favorable.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0001 e.s.t., February 29, 1968, as hereinafter set forth.

1. Section 71.123 (32 F.R. 2009) is amended as follows:

a. In V-115 "12 AGL Montgomery, Ala.," is deleted and "12 AGL INT Crestview 001° and Montgomery, Ala., 204° radials; 12 AGL Montgomery," is substituted therefor.

b. V-329 is added:

V-329 From INT Crestview, Fla., 091° and Eglin, Fla., 003° radials, 12 AGL INT Eglin 003° and Montgomery, Ala., 188° radials; 12 AGL Montgomery.

(Sec. 307(a), Federal Aviation Act of 1958; 49 U.S.C. 1348)

Issued in Washington, D.C., on January 5, 1968.

T. McCORMACK,
Acting Chief, Airspace and
Air Traffic Rules Division.

[F.R. Doc. 68-527; Filed, Jan. 15, 1968; 8:46 a.m.]

[Airspace Docket No. 65-WE-21]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS

Alteration of Control Area, Control Zone and Transition Areas; Designation of Control Zone and Transition Areas; and Revocation of Control Area Extensions and Control Zone

On August 3, 1966, a notice of proposed rule making was published in the FEDERAL REGISTER (31 F.R. 10417) stating that the Federal Aviation Agency was considering amendments to Part 71 of the Federal Aviation Regulations that would alter the controlled airspace in the vicinity of Santa Barbara, Calif., and San Luis Obispo, Calif.

Interested persons were afforded an opportunity to participate in the proposed rule making through the submission of comments. All comments received were favorable.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective February 29, 1968, as hereinafter set forth.

1. In § 71.163 (32 F.R. 2063) Control 1176 is amended to read:

CONTROL 1176

That airspace extending upward from 2,000 feet MSL, within lines 5 miles each side of the Santa Barbara, Calif., VORTAC 247° radial, including the additional airspace between lines beginning adjacent to the VORTAC and diverging at angles of 5° from the parallel lines, extending from the VORTAC to the east boundary of the Oakland Oceanic Control Area, excluding the portion east of long. 120°30'00" W.

2. In § 71.165 (32 F.R. 2068) the Lompoc, Calif., and Santa Barbara, Calif., control area extensions are revoked.

3. Section 71.171 (32 F.R. 2071) is amended as follows:

a. The following control zone is added:

VANDENBERG AFB, CALIF.

Within a 5-mile radius of Vandenberg AFB, Lompoc, Calif. (lat. 34°43'50" N., long. 120°34'30" W.); within 2 miles each side of the Vandenberg AFB ILS localizer southeast course, extending from the 5-mile radius zone to 2.5 miles northwest of the OM, and within a 1-mile radius of Lompoc Airport (lat. 34°39'55" N., long. 120°27'55" W.), excluding that portion within R-2516.

b. The Santa Barbara, Calif., control zone is amended to read:

SANTA BARBARA, CALIF.

Within a 5-mile radius of Santa Barbara Municipal Airport (lat. 34°25'35" N., long. 119°50'20" W.); within 2 miles each side of the Santa Barbara ILS localizer west course, extending from the 5-mile radius zone to the OM.

c. The Lompoc, Calif., control zone is revoked.

4. Section 71.181 (32 F.R. 2148) is amended as follows:

a. In the Oxnard, Calif., transition area delete all after "5,000 feet MSL" and substitute therefor "bounded on the north by lat. 34°15'00" N., on the east by long. 120°00'00" W., on the south by lat. 34°00'00" N., and on the west by long. 120°30'00" W., excluding the portion within the Santa Barbara, Calif., transition area."

b. The Santa Barbara, Calif., transition area, is amended to read:

SANTA BARBARA, CALIF.

That airspace extending upward from 700 feet above the surface within 2 miles each side of the Santa Barbara ILS localizer west course, extending from the OM to 2 miles west of the OM; within 2 miles each side of the 089° bearing from the Santa Barbara LMM, extending from the arc of a 5-mile radius circle centered on the Santa Barbara Municipal Airport (lat. 34°25'35" N., long. 119°50'20" W.) to 9 miles east of the LMM; and that airspace extending upward from 1,200 feet above the surface bounded by a line beginning at lat. 35°35'00" N., long. 120°05'00" W., thence to lat. 35°05'00" N., long. 120°05'00" W., to lat. 35°05'00" N., long. 119°30'00" W., to lat. 34°20'00" N., long. 119°30'00" W., to lat. 34°20'00" N., long. 120°00'00" W., to lat. 34°15'00" N., long. 120°00'00" W., to lat. 34°15'00" N., long. 120°10'30" W., to lat. 34°06'15" N., long. 120°30'00" W., to lat. 34°24'00" N., long. 120°30'00" W., to lat. 34°24'45" N., long. 120°27'20" W., to lat. 34°35'00" N., long. 120°31'40" W., to lat. 34°39'50" N., long. 120°31'15" W., to lat. 34°46'15" N., long. 120°26'40" W., to lat. 34°49'00" N., long. 120°27'15" W., to lat. 34°59'32" N., long. 120°41'50" W., to lat. 35°10'00" N., long. 120°55'00" W., to lat. 35°21'00" N., long. 121°03'00" W., to lat. 35°33'00" N., long. 121°03'00" W., to lat. 35°33'00" N., long. 120°40'30" W., to lat. 35°22'25" N., long. 120°31'50" W., to lat. 35°31'40" N., long. 120°15'00" W., to lat. 35°35'35" N., long. 120°18'10" W., thence to point of beginning.

c. The San Luis Obispo, Calif., transition area is amended to read:

SAN LUIS OBISPO, CALIF.

That airspace extending upward from 700 feet above the surface within a 3-mile radius of San Luis Obispo County Airport (lat. 35°14'16" N., long. 120°38'20" W.); within 2 miles each side of the San Luis Obispo VORTAC 280° and 100° radials, extending from the 3-mile radius area to 8 miles west of the VORTAC; and within 2 miles west and 3 miles east of the 191° bearing from the San Luis Obispo County Airport, extending from the 3-mile radius area to 6 miles south of the airport.

d. The following transition areas are added:

VANDENBERG AFB, CALIF.

That airspace extending upward from 700 feet above the surface within 2 miles each side of the Vandenberg AFB ILS localizer southeast course, extending from 2.5 miles northwest to 1 mile southeast of the OM.

SANTA MARIA, CALIF.

That airspace extending upward from 700 feet above the surface within a 5-mile radius of the Santa Maria Public Airport (lat. 34°53'55" N., long. 120°27'20" W.), and within 2 miles southwest and 8 miles northeast of the Santa Maria VOR 332° and 152° radials, extending from 1.5 miles southeast to 8 miles northwest of the VOR, excluding the portion within R-2516.

SANTA YNEZ, CALIF.

That airspace extending upward from 700 feet above the surface within a 3-mile radius of Santa Ynez Airport (lat. 34°36'25" N., long. 120°04'30" W.), and within 2 miles each side of the Gaviota VOR 336° radial, extending from 3.5 miles to 12 miles northwest of the VOR.

(Secs. 307(a), 1110 Federal Aviation Act of 1958; 49 U.S.C. 1348, 1510; Executive Order 10854; 24 F.R. 9565)

Issued in Washington, D.C., on January 8, 1968.

H. B. HELSTROM,
Chief, Airspace and Air
Traffic Rules Division.

[F.R. Doc. 68-528; Filed, Jan. 15, 1968; 8:46 a.m.]

[Airspace Docket No. 67-EA-79]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS

Designation of Transition Area

On page 14668 of the FEDERAL REGISTER for October 21, 1967, the Federal Aviation Administration published a proposed regulation which would designate a 700-foot floor transition area over Skypark Airport, Red Hook, N.Y.

Interested parties were given 30 days in which to submit written data or comments. Several comments were received which construed the proposal as a designation for control zone. The fact that the proposal is a transition area would answer such objections. Another objection viewed the action as an infringement of the airspace for Kingston-Ulster Airport. The proposal, however, designates an area outside the airspace overlying Kingston-Ulster Airport. The purpose of the designation is to establish a minimum amount of controlled airspace for

aircraft approaching and departing Sky-park Airport.

In view of the foregoing the proposed regulation is adopted effective 0001, e.s.t., February 29, 1968.

(Sec. 307(a), Federal Aviation Act of 1958; 72 Stat. 749, 49 U.S.C. 1348)

Issued in Jamaica, N.Y., on December 29, 1967.

GEORGE M. GARY,
Director.

1. Amend § 71.181 of Part 71 of the Federal Aviation Regulations so as to designate a 700-foot floor Red Hook, N.Y., transition area described as follows:

RED HOOK, N.Y.

That airspace extending upward from 700 feet above the surface within a 5-mile radius of the center, 41°59'15" N., 73°50'15" W., of the Skyport Airport, within 2 miles each side of the centerline of Runway 19 extended from the 5-mile radius area to 7 miles south of the end of the runway and within 2 miles each side of the 358° radial of the Kingston, N.Y., VOR extending from the 5-mile radius area to the VOR, excluding the portion within the Poughkeepsie, N.Y. transition area.

[F.R. Doc. 68-532; Filed, Jan. 15, 1968; 8:47 a.m.]

[Airspace Docket No. 67-EA-101]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS

Designation of Transition Area

On page 15548 of the FEDERAL REGISTER for November 8, 1967, the Federal Aviation Administration published proposed regulations which would designate a 700-foot floor transition area over VPI Airport, Blacksburg, Va.

Interested parties were given 30 days after publication in which to submit written data or views. No objections to the proposed regulations have been received.

In view of the foregoing, the proposed regulations are hereby adopted effective 0001 e.s.t., February 29, 1968.

(Sec. 307(a), Federal Aviation Act of 1958; 72 Stat. 749; 49 U.S.C. 1348)

Issued in Jamaica, N.Y., on December 29, 1967.

GEORGE M. GARY,
Director.

1. Amend § 71.181 of Part 71 of the Federal Aviation Regulations so as to designate a 700-foot floor Blacksburg, Va., Transition Area described as follows:

BLACKSBURG, VA.

That airspace extending upward from 700 feet above the surface within a 6-mile radius of the center, 37°12'25" N., 80°24'30" W., of VPI Airport, Blacksburg, Va.; within 2 miles each side of the Pulaski VORTAC 064° radial extending from the 6-mile radius area to the VORTAC; within 2 miles each side of the Runway 8 centerline extended from the 6-mile radius area to 7 miles east of the end of the runway; and within 2 miles each side of the Runway 30 centerline extended from the 6-mile radius area to 11 miles northwest of the end of the runway, excluding the portion within the Dublin, Va., transition area.

This transition area shall be effective from sunrise to sunset daily.

[F.R. Doc. 68-533; Filed, Jan. 15, 1968; 8:47 a.m.]

[Airspace Docket No. 67-EA-106]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS

Alteration of Transition Area

On page 15547 of the FEDERAL REGISTER for November 8, 1967, the Federal Aviation Administration published proposed regulations which would alter the Paducah, Ky., transition area.

Interested parties were given 30 days after publication in which to submit written data or views. No objections to the proposed regulations have been received.

In view of the foregoing, the proposed regulations are hereby adopted effective 0001 e.s.t., February 29, 1968.

(Sec. 307(a), Federal Aviation Act of 1958; 72 Stat. 749; 49 U.S.C. 1348)

Issued in Jamaica, N.Y., on December 29, 1967.

GEORGE M. GARY,
Director.

1. Amend § 71.181 of Part 71 of the Federal Aviation Regulations so as to alter the description of the Paducah, Ky., transition area by deleting in the 700-foot airspace description "8 miles" and insert in lieu thereof "12 miles"; in the 1,200-foot airspace description delete "36°54'10" N., 89°06'10" W." and insert in lieu thereof, "36°50'00" N., 89°10'00" W. thence north along longitude 89°10'00" W. to the southern edge of V-178S, thence east along the southern edge of V-178S to 36°59'10" N., 89°00'50" W."

[F.R. Doc. 68-531; Filed, Jan. 15, 1968; 8:46 a.m.]

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. C-1280]

PART 13—PROHIBITED TRADE PRACTICES

Caroly of Miami, Inc., et al.

Subpart—Furnishing false guaranties: § 13.1053 *Furnishing false guaranties*: § 13.1053-80 Textile Fiber Products Identification Act. Subpart—Misbranding or mislabeling: § 13.1185 *Composition*: § 13.1185-80 Textile Fiber Products Identification Act; § 13.1212 *Formal regulatory and statutory requirements*: § 13.1212-80 Textile Fiber Products Identification Act. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 *Formal regulatory and statutory requirements*: § 13.1852-70 Textile Fiber Products Identification Act.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended, 72 Stat. 1717; 15 U.S.C. 45, 70) [Cease and desist order, Caroly of Miami, Inc., et al., Miami, Fla., Docket C-1280, Dec. 21, 1967.]

In the Matter of Caroly of Miami, Inc., a Corporation, and Lester Greger and Frances Greger, Individually and as Officers of Said Corporation

Consent order requiring a Miami, Fla., manufacturer of ladies' sportswear to cease misbranding and falsely guaranteeing its textile fiber products and failing to maintain required records.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows: *It is ordered*, That respondents Caroly of Miami, Inc., a corporation, and its officers, and Lester Greger and Frances Greger, individually and as officers of said corporation, and respondents' representatives, agents, and employees, directly or through any corporate or other device, in connection with the introduction, delivery for introduction, manufacture for introduction, sale, advertising, or offering for sale in commerce, or the transportation or causing to be transported in commerce, or the importation into the United States of any textile fiber product; or in connection with the sale, offering for sale, advertising delivery, transportation, or causing to be transported of any textile fiber product, which has been advertised or offered for sale in commerce; or in connection with the sale, offering for sale, advertising, delivery, transportation, or causing to be transported, after shipment in commerce of any textile fiber product, whether in its original state or contained in other textile fiber products, as the terms "commerce" and "textile fiber product" are defined in the Textile Fiber Products Identification Act, do forthwith cease and desist from:

A. Misbranding textile fiber products by:

1. Falsely or deceptively stamping, tagging, labeling, invoicing, advertising, or otherwise identifying such products as to the name or amount of the constituent fibers contained therein.

2. Failing to affix a stamp, tag, label, or other means of identification to each such product showing in a clear, legible, and conspicuous manner each element of information required to be disclosed by section 4(b) of the Textile Fiber Products Identification Act.

B. Failing to maintain and preserve proper records showing the fiber content of textile fiber products manufactured by them, as required by section 6(a) of the Textile Fiber Products Identification Act and Rule 39 of the regulations promulgated thereunder.

C. Furnishing false guaranties that textile fiber products are not misbranded or falsely invoiced, under the provisions of the Textile Fiber Products Identification Act.

It is further ordered, That the respondents herein shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the

manner and form in which they have complied with this order.

Issued: December 21, 1967.

By the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 68-513; Filed, Jan. 15, 1968;
8:45 a.m.]

Title 26—INTERNAL REVENUE

Chapter I—Internal Revenue Service, Department of the Treasury

SUBCHAPTER A—INCOME TAX

[T.D. 6943]

PART 1—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DE- CEMBER 31, 1953

Consolidated Return Regulations; Earnings and Profits

Section 1.1502-33(c) (4) of the Income Tax Regulations (26 CFR Part 1) is amended by revising the title of subdivision (i) and by revising subdivision (ii). The revised provisions read as follows:

§ 1.1502-33 Earnings and profits.

- (c) *Stock and obligations.*
(4) *Investment adjustment*—(1) *Taxable years ending before July 1, 1968.*
(ii) *Taxable years ending after June 30, 1968.* For a group which does not make the election provided in subdivision (iii) of this subparagraph, the application of subdivision (i) of this subparagraph with respect to taxable years ending after June 30, 1968 is reserved.

Because this Treasury decision amends existing regulations merely to extend the application of § 1.1502-33(c) (4) (i) to taxable years ending before July 1, 1968, it is found that it is unnecessary to issue this Treasury decision with notice and public procedure thereon under section 553(b) of title 5 of the United States Code.

(Secs. 1502, 7805, Internal Revenue Code of 1954; 68A Stat. 367, 917; 26 U.S.C. 1502, 7805)

[SEAL] SHELDON S. COHEN,
Commissioner of Internal Revenue.

Approved: January 10, 1968.

STANLEY S. SURREY,
Assistant Secretary
of the Treasury.

[F.R. Doc. 68-538; Filed, Jan. 15, 1968;
8:47 a.m.]

Title 32—NATIONAL DEFENSE

Chapter V—Department of the Army

SUBCHAPTER E—ORGANIZED RESERVES

PART 564—NATIONAL GUARD REGULATIONS

Discharge and Separation

Section 564.18 is revised to read as follows:

§ 564.18 Discharge and separation.

(a) *Purpose.* This section prescribes the criteria and procedures for effecting discharge of enlisted personnel of the Army National Guard and, in specific cases, from enlistment as a Reserve of the Army.

(b) *Policy.* (1) The separation of enlisted personnel from the Army National Guard is accomplished through discharge by the appropriate State authorities. Unless concurrently discharged from his enlistment as a Reserve of the Army, whenever a member of the Army National Guard is discharged from the Army National Guard only, to become a member of the Army Reserve, he ceases to be a member of the Army National Guard of the United States (10 U.S.C. 3260).

(2) An enlisted person will not be discharged when awaiting trial by courts-martial.

(c) *Discharge authority.* The authority to discharge enlisted personnel from the Army National Guard rests with the State. The authority to discharge an enlisted man from an enlistment as a Reserve of the Army rests with the Secretary of the Army and it is delegated to appropriate officers of the ARNGUS designated by the State adjutant general concerned (as specified in this section).

(d) *Concurrent discharge from the Army National Guard and Reserve of the Army.* An enlisted person discharged from the Army National Guard of the State for the following reasons will be concurrently discharged from his enlistment as a Reserve of the Army:

(1) Upon expiration of term of enlistment, when a person to be discharged has no remaining Reserve obligation.

(2) When discharged prior to expiration of term of service for any reason specified in this section when no remaining obligation exists.

(3) Immediate reenlistment in the Army National Guard when no Reserve obligation exists.

(4) Enlistment in a regular component of any of the Armed Forces of the United States, including the U.S. Coast Guard.

(5) Enlistment in a Reserve Component of the Navy, Marine Corps, Air Force or Coast Guard.

(6) Acceptance of appointment as an officer, warrant officer, or Aviation cadet in—

An Armed Force of the United States.
Public Health Service.
Environmental Science Services Administration.

An Advanced Course, AFOTC, NROTC, or Senior Division, ROTC; provided evidence of concurrent enlistment in Air Force Reserve, or Naval Reserve, as appropriate, is presented.

(7) Physical disability as provided in paragraph (g) (2) of this section.

(8) Unsuitability (AR 635-212).

(9) Unfitness (AR 635-212).

(10) Sole surviving son (AR 635-200). To be eligible for discharge under this subparagraph, individual must have become a sole surviving son subsequent to incurring his current statutory military service obligation, or his current period of enlistment.

(11) Homosexuality (AR 635-89).

(12) Fraudulent entry (sec. II, AR 635-206).

(13) Dependency or hardship (DA Cir. 135-10).

(14) Conviction by civil courts of offenses involving moral turpitude or punishment of an offense for which the maximum penalty is death or confinement in excess of 1 year in accordance with AR 635-206. Retention of individuals convicted by civil court will be determined as prescribed by NGR 25-1.

(15) Security reasons. The Chief, National Guard Bureau, will issue instructions in each case.

(16) Minority (paragraph (g) (4) of this section).

(17) Incompatible occupation, change in residence, or continuous and willful absence from military duty when no remaining obligation exists.

(18) Failure to meet enlistment or retention standards under provisions of AR 40-501.

(e) *Discharge from the Army National Guard of the State only.* (1) An enlisted person who has a remaining reserve obligation will be discharged from the Army National Guard only for the following reasons:

(i) Expiration of enlistment including while on active duty.

(ii) Upon inactivation, reorganization, or relocation of a unit and there is no other Army National Guard unit within the State to which the individual may be assigned.

(iii) Immediate reenlistment in the Army National Guard of another State or accepted for assignment in a USAR unit.

(iv) Acceptance of appointment as a cadet at the U.S. Military Academy, U.S. Air Force Academy, U.S. Coast Guard Academy, or midshipman at the U.S. Naval Academy or the Naval Reserve.

(v) Upon order to active duty for failure to satisfactorily participate in required unit training.

(vi) Nonlocation of a member because of his failure to provide his unit commander sufficient address information.

(2) An enlisted person with or without a remaining reserve obligation will be discharged only from the Army National Guard under the following reasons:

(i) Upon the request of the individual that he not be discharged from the

Reserve of the Army status in order to become a member of the Army Reserve.

(ii) Placement on the Temporary Disability Retired List of the Army.

(f) *Special discharge authority.* Request for discharge of individuals with a remaining ready reserve obligation, for the following reasons will be submitted to the Chief, National Guard Bureau:

(1) Voluntary request of an individual to become or who has become a regular or duly ordained minister of religion.

(2) Theological or divinity students.

(3) Missionaries.

(4) National health, safety, and interest.

(g) *Procedures in certain cases.* (1) To enlist in Regular Army, Navy, U.S. Air Force, Marine Corps, or U.S. Coast Guard.

(i) *Enlistment in the Regular Army.* Upon written notification from a recruiting officer of the Armed Forces that an enlisted member of the Army National Guard will be accepted for enlistment in the Regular Army, subject to his discharge from the Army National Guard, the State adjutant general will notify the recruiting officer of the effective date of discharge of the enlisted person from the Army National Guard. Discharge will be held in abeyance pending clearance of property accounts of the enlisted person concerned. The interested recruiting service will be promptly notified when such clearance is accomplished, and if clearance is not accomplished within 21 days this fact will be likewise reported, with specific reason indicated. Such notification will be in writing in a manner as prescribed by the State adjutant general.

(ii) *Enlistment in the Navy, U.S. Air Force, Marine Corps, or U.S. Coast Guard.* Members of the Army National Guard are eligible to enlist in the regular components of another military service at any time except—

(a) Within the 60-day period immediately preceding the effective date of orders to extended active duty or active duty for training other than annual, and

(b) During the performance of extended active duty or active duty for training including annual.

The discharge procedures described in subdivision (i) of this subparagraph are equally applicable in cases of this nature.

(2) *Physical disability.* An enlisted person considered physically disqualified for continued military service because of injuries or illness will be discharged due to physical disability.

(3) *Continued and willful absence from military duty.* The State adjutant general is responsible for making of "continuous and willful absence" determinations.

(4) *Minority.* In cases of enlisted personnel under 18 years of age, the criteria prescribed in AR 635-200 will apply. The State adjutant general will determine final action.

(g) *Classes of discharge.* Each enlisted person discharged from the Army National Guard under the provisions of this section will be furnished an appropriate certificate of a type to be determined solely by the member's record of military service. As the type of discharge may

significantly influence the individual's civilian rights and eligibility for benefits provided by law, it is essential that all pertinent factors be considered so that the type of discharge will reflect accurately the nature of the service rendered. The discharge of an individual from his status in the Army National Guard is a function of the State military authorities in accordance with State laws and regulations; however, due to the dual status of the individual as a Reserve of the Army, the criteria contained in AR 635-200 should be used as a guide in determining those factors which govern the issuance of honorable, general, and undesirable discharge certificates.

(h) *Effective date of discharge.* (1) The discharge of an enlisted person is effective at 2,400 hours on the date that notification of discharge is given to the individual concerned. The completed and signed discharge certificate and the original copy of NGB Form 22 should be delivered to the individual on the date of discharge.

(2) Notification of discharge may be either actual or constructive as indicated in paragraph (i) of this section.

(3) The discharge may not be revoked after its effective date provided the discharge order was published by an officer qualified to issue a discharge certificate, there is no evidence of fraud in its procurement, and the individual received actual or constructive notice thereof.

(4) After consummation of discharge action, administrative errors concerning rank, service number, misspelled names, etc., may be amended by the discharge authorities to reflect correct data.

(i) *Notification of discharge.* Notification of discharge may be either actual or constructive as follows:

(1) *Actual notice.* Actual notice involves personal delivery to the individual of the discharge certificate.

(2) *Constructive notice.* (i) Constructive notice is accomplished when actual delivery of the discharge certificate cannot be accomplished owing to the absence of the individual to be discharged. Receipt by the individual's organization of the order directing his discharge will be deemed sufficient notice.

(ii) When personal delivery cannot be made due to the absence of the individual, his discharge is effective on the date placed on the certificate. In this instance the officer effecting discharge will note under "Remarks" on NGB Form 22 the fact that the enlisted person was discharged without personal notice and the reason therefor. In addition, the date of receipt of the order and the reason why actual notice thereof was not given will be entered by indorsement on the bank of the discharge certificate. The discharge order, certificate, and NGB Form 22 will be mailed, without delay, to the individual at his last-known address by registered mail with return receipt requested. The signed return receipt, or if not delivered the discharge certificate and NGB Form 22 in its mailing cover, will be forwarded to the State adjutant

general for file with the individual's records.

(j) *Amendments and corrections to forms.* (1) *Discharge certificate.* The discharge certificate as originally prepared cannot be altered. Corrections referred to in paragraph (h) of this section, can be furnished the individual concerned by preparing NGB Form 22A. In the event an individual who has been discharged from his enlistment in the Army National Guard and as a Reserve of the Army wishes to appeal with respect to the type of discharge certificate awarded, he may submit appeal with respect to his discharge as a Reserve of the Army to the Army Discharge Review Board, Washington, D.C. 20310 for action.

(2) *NGB Form 22.* When it has been determined from official records available to the State military authorities that NGB Form 22 issued an enlisted person contains an error or omission of pertinent facts, correction may be made by preparing NGB Form 22A (Correction to NGB Form 22, Report of Separation and Record of Service).

(k) *Lost or destroyed discharge records.* Upon satisfactory proof of the loss or destruction of the discharge certificate or NGB Form 22 which has been issued to an enlisted person, in accordance with governing laws and regulations, the State adjutant general concerned, will, upon request, issue a signed official statement showing the date and place of enlistment, the date and cause of discharge, and the type of discharge, as originally shown on the lost or destroyed certificate of discharge or NGB Form 22.

(l) *Appeals.* (1) *General.* An individual who has an unfulfilled Ready Reserve obligation and who has not served in active duty (ACDUTRA) to include full-time training duty and annual field training for a combined period of 24 months, who has been denied a request for discharge may appeal such denial. The appeal will be submitted within 15 days of the individual's receipt of the denial. It will explain those facts pertinent to his case which he feels were not fully considered, and may include any additional appropriate evidence which the individual may wish to present.

(2) *How submitted.* Requests for appeals will be submitted through the unit commander to the State adjutant general for approval.

(3) *Authority to act on appeals.* The State adjutant general may act on such appeals when the decision is favorable to the individual concerned. When denial of the appeal is indicated, however, the State adjutant general will forward the request and pertinent records, together with his recommendation to The Chief, National Guard Bureau, for decision.

[NGR 25-3, Nov. 15, 1967] (Sec. 110, 70A Stat. 600; 32 U.S.C. 110)

For the Adjutant General.

J. W. HURD,

Colonel, AGC, Comptroller, TAGO.

[F.R. Doc. 68-510; Filed, Jan. 15, 1968; 8:45 a.m.]

Chapter VII—Department of the Air Force

SUBCHAPTER A—ADMINISTRATION

PART 808—MOTOR VEHICLE LIABILITY INSURANCE

Subchapter A of Chapter VII of Title 32 of the Code of Federal Regulations is amended as follows:

A new Part 808 is added as follows:

- Sec.
808.0 Purpose.
- Subpart A—General
- 808.1 Policy.
808.2 Driving and parking privileges.
808.3 Motor vehicle liability insurance counseling.
808.4 Cooperation with State and local authorities.
808.5 Driver training.
- Subpart B—Insurance Companies, Agents, and Policies
- 808.6 Definitions.
808.7 Designation of insurers.
808.8 Liability insurance policies.
808.9 Exceptions for insurance companies.
808.10 Waiver of requirements.

- Subpart C—Suspension or Withdrawal of Solicitation Privilege
- 808.11 General provisions.
808.12 Suspension or withdrawal authority.
- AUTHORITY: The provisions of this Part 808 issued under sec. 8012, 70A Stat. 488; 10 U.S.C. 8012.

SOURCE: AFR 211-15, November 2, 1964.

§ 808.0 Purpose.

This part establishes uniform requirements for motor vehicle liability insurance coverage for all military and civilian personnel who have driving and parking privileges on Air Force installations within the United States. It also establishes uniform requirements for accrediting insurers to solicit and sell motor vehicle liability insurance on Air Force installations.

Subpart A—General

§ 808.1 Policy.

The Air Force believes that individuals who drive motor vehicles should take reasonable steps (in both their own and in the public interest) to insure their financial ability to respond should they be found at fault in an accident resulting in damage or injury. Motor vehicle liability insurance is the customary method by which individuals are enabled to satisfy losses for which they may be found responsible.

§ 808.2 Driving and parking privileges.

To secure and retain driving and parking privileges on military installations, all military and civilian personnel must possess motor vehicle liability insurance which meets the requirements of this part. Evidence of having such insurance must be presented when required by the appropriate commander.

§ 808.3 Motor vehicle liability insurance counseling.

Commanders will provide counseling for personnel under their command con-

cerning the purchase of motor vehicle liability insurance:

(a) Military personnel in Grades E-1, E-2, and E-3 when first reporting on a base shall be counseled by an officer qualified on the subject of insurance laws and regulations of the State in which the installation is located. Such personnel should also be advised to contact the counseling officer for current information on insurance requirements before buying an automobile.

(b) All other personnel will be similarly advised when first reporting to a base on permanent change of station orders.

(c) Importance of safe driving record will be stressed in counseling, including the information that some insurers, and the assigned risk plans of many of the States, offer coverage with substantial savings in premiums to individuals who have removed themselves from extra risk classifications requiring premium surcharges by successfully completing driver training courses or by maintaining accident-free driving records which can be authenticated.

NOTE: Periodically, commanders will publish information on driver responsibility under State and local laws. Such information will clearly state that (a) Judgments rendered against an individual growing out of an automobile accident could possibly require, in satisfaction thereof, the major portion of personal earnings for many years and (b) failure to promptly settle damage claims for which responsible, could reflect discredit on the Air Force.

§ 808.4 Cooperation with State and local authorities.

Installation commanders will cooperate with State and local officials responsible for administering State and local laws and regulations relating to the insurance and operation of motor vehicles. Cooperation will likewise be extended to school officials, automobile associations, traffic safety workshops, commercial private driver training course operators, and to civic groups concerned with public highway safety. Assistance in obtaining assigned risk insurance will be furnished to personnel, particularly young motor vehicle operators, who are otherwise unable to obtain automobile liability insurance coverage. Therefore, installation commanders will maintain good relations and liaison with State officials responsible for administering assigned risk plans and financial responsibility laws.

§ 808.5 Driver training.

Installation commanders will administer an effective driver training program. Courses will be complete or remedial, and attendance of problem drivers may be made mandatory at the discretion of the installation commander.

Subpart B—Insurance Companies, Agents, and Policies

§ 808.6 Definitions.

The following explanation of terms will apply as used in this part:

(a) *Accepted insurer.* An insurer whose policies meet the minimum re-

quirements of this part for on-base driving and parking privileges.

(b) *Accredited insurer.* An insurer authorized on-base solicitation privileges for the purpose of selling accepted motor vehicle liability insurance policies.

§ 808.7 Designation of insurers.

(a) To be designated an accepted insurer, insurers—including those doing business by mail—must provide the installation commander or the policyholder with a certificate signed by authorized officials of the company (with the understanding that a knowing and willful false statement is punishable by fine and imprisonment, 18 U.S.C. 1001) stating that the insurer is licensed in the State in which the installation is located and that its policies meet the standards prescribed in § 808.8.

(b) To be designated an accredited insurer, insurers must also submit a certificate as required in paragraph (a) of this section, and also:

(1) List the name, complete address, and telephone number of each agent authorized by the insurer to solicit business on the military installation.

(2) Include a statement that:

(i) All future accessions and separations of agents employed by the insurer will be reported; and that

(ii) The insurer assumes full responsibility for the acts of its agents in connection with the sale of insurance to military personnel.

§ 808.8 Liability insurance policies.

Policies sold by both accepted and accredited insurers shall meet all statutory and regulatory requirements of the State in which the installation is located, and in addition will:

(a) Be issued in policy amounts not lower than the minimum limits prescribed in the financial responsibility, or compulsory, law of the State in which the installation is located.

(b) Clearly identify the name of the insurer and its full address.

(1) Applications without the name and address of the insurer underwriting the insurance appearing thereon may not be used; the names of sales or underwriting agents alone will not qualify.

(2) Post Office box addresses do not qualify as an acceptable address.

(c) Provide bodily injury and property damage liability coverage for all drivers authorized by the named insured to operate the vehicle. Military endorsements excluding persons other than the named insured, whether in the military or not, are not acceptable.

(d) Not contain unusual limitations or restrictions, including but not limited to, restrictions of the following nature:

(1) Territorial limitations except if the installation is located within the United States the standard limitation limiting coverage to the United States and Canada is acceptable.

(2) Coverage limited to exclude liability for bodily injury to passengers and guests if such liability exists as a matter of law.

§ 808.9 Exceptions for insurance companies.

An insurer who is not licensed in the State in which the installation is located may be permitted to service (e.g., amend policy coverage, adjust claims, etc.) its business, provided:

(a) The policyholder to be serviced holds a policy meeting the requirements of § 808.8, or

(b) The insurer is unable to secure a State license in the State in which the installation is located, and upon application for a waiver thereof, is granted a waiver as provided by § 808.10. The letter of application may be filed with the Assistant Secretary of Defense (Manpower) Washington, D.C. 20301, in affidavit form, signed by its president or vice president (with the understanding that knowing and willful false statement is punishable by fine or imprisonment, 18 U.S.C. 1001) indicating the State or States in which the waiver is requested.

§ 808.10 Waiver of requirements.

A designee of the Assistant Secretary of Defense (Manpower), assisted by a representative from each Military Department, will determine insurer eligibility for waivers based upon the letters of application submitted according to § 808.9. Notifications will be furnished to all major commands so individuals holding policies which qualify under this exception to State licensing may receive uninterrupted installation driving and parking privileges.

Subpart C—Suspension or Withdrawal of Solicitation Privilege

§ 808.11 General provisions.

Soliciting and selling insurance on a military installation is a privilege controlled by the installation commander subject to this part. The suspension or withdrawal, for cause, of the on-base solicitation or accreditation privilege of agents or insurers should only be invoked for good and sufficient reasons, such as, but not limited to:

(a) Violation of Department of Defense or Air Force regulations.

(b) Substantiated adverse reports from State insurance commissioners, other authorities, State or Federal, and recognized financial or insurance advisory services.

(c) The use of any manipulative, deceptive, or fraudulent device, scheme, or artifice, including misleading advertising, or other misleading sales literature.

(d) The solicitation (by mail or otherwise) urging the purchase of insurance when such communications or presentations are composed or delivered in any manner which gives rise to any appearance that the offer is sponsored or has the endorsement of the Department of Defense or any element thereof.

(e) The offering for sale of any insurance policy or rider which fails to meet the requirements of this part.

§ 808.12 Suspension or withdrawal authority.

(a) Installation commanders may suspend indefinitely the privilege of on-base solicitation or accreditation granted to agents or insurers for cause, or withhold the privilege of solicitation when classified operations are in progress or when such action is determined to be in the best interest of national security or in conflict with the military mission of the installation. When suspension occurs for reasons such as those enumerated in § 808.11, the reason therefor will be included in prompt notifications to the insurer, agent, insurance commissioner of the State in which the insurer is domiciled (and the agent is licensed), insurance commissioner of the State in which the installation is located, and USAF Military Personnel Center (AFPMPPD), Randolph AFB Tex. 78148. A recommendation as to whether the suspension should be extended throughout the Department of Defense should be included in the notification.

(b) The Secretary of the Air Force has delegated the authority to the Deputy Chief of Staff, Personnel, to extend the suspension action of an installation commander throughout the Air Force, or order such a suspension without the recommendation of an installation commander. When the Secretary directs such a suspension he will promptly notify (1) the other addressees listed in paragraph (a) of this section, (2) the Secretaries of the other Military Departments who will order the extension of the same actions throughout their Departments without delay, and (3) the Assistant Secretary of Defense (Manpower). The Assistant Secretary of Defense (Manpower) may direct (i) the suspension of the privilege of solicitation or the withdrawal of accreditation for agents and insurers throughout the Department of Defense or (ii) the restoration thereof.

By order of the Secretary of the Air Force.

LUCIAN M. FERGUSON,
Colonel, USAF, Chief, Special
Activities Group, Office of The
Judge Advocate General.

[F.R. Doc. 68-509; Filed, Jan. 15, 1968;
8:45 a.m.]

Title 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

Chapter I—Veterans Administration PART 21—VOCATIONAL REHABILITATION AND EDUCATION

Subpart A—Vocational Rehabilitation Under 38 U.S.C. Chapter 31

Subpart D—Administration of Educational Benefits; 38 U.S.C. Chapters 34, 35, and 36

MILITARY RECORDS; COMMENCING DATES

1. In § 21.131, paragraph (e) is added to read as follows:

§ 21.131 Commencing dates.

(e) *Correction of military records.* Where eligibility of a veteran arises as the result of correction of military records under 10 U.S.C. 1552 or a change, correction or modification of a discharge or dismissal pursuant to 10 U.S.C. 1553, or other corrective action by competent military authority, the commencing date of subsistence allowance which is otherwise payable will be the latest of the following dates:

(1) Date the application for change, correction, or modification was filed with the service department, in either an original or a disallowed Veterans Administration application;

(2) Date of receipt of Veterans Administration application; or

(3) One year prior to reopening of disallowed claim.

2. In § 21.131, paragraph (g) is added to read as follows:

§ 21.131 Commencing dates.

(g) *Correction of military records* (§§ 21.1042(b), 21.3042(b)). Where eligibility of a veteran arises as the result of correction of military records under 10 U.S.C. 1552 or a change, correction, or modification of a discharge or dismissal pursuant to 10 U.S.C. 1553, or other corrective action by competent military authority, the commencing date of educational assistance allowance which is otherwise payable will be the latest of the following dates:

(1) Date the application for change, correction or modification was filed with the service department, in either an original or a disallowed Veterans Administration application;

(2) Date of receipt of Veterans Administration application; or

(3) One year prior to reopening of disallowed claim.

(72 Stat. 1114; 38 U.S.C. 210)

These VA regulations are effective the date of approval.

Approved: January 9, 1968.

By direction of the Administrator.

[SEAL]

A. W. STRATTON,
Deputy Administrator.

[F.R. Doc. 68-534; Filed, Jan. 15, 1968;
8:47 a.m.]

Title 42—PUBLIC HEALTH

Chapter I—Public Health Service, Department of Health, Education, and Welfare

SUBCHAPTER F—QUARANTINE, INSPECTION, LICENSING

PART 73—BIOLOGICAL PRODUCTS

Dating Periods

On June 7, 1967 a notice of rule making was published in the FEDERAL REGISTER (32 F.R. 8181) proposing to amend § 73.86 of Part 73 of the Public Health Service regulations to make current the

list of dating periods for licensed biological products.

Views and arguments respecting the proposed amendment were invited to be submitted within 30 days after publication of the notice in the FEDERAL REGISTER, and notice was given of intention to make any amendments that were adopted

effective on the date of publication in the FEDERAL REGISTER.

After consideration of comment submitted, the following amendment is hereby adopted to become effective on the date of publication in the FEDERAL REGISTER.

Amend § 73.86 as follows:

1. Immediately following:

Anti-Human Serum----- *Liquid:* One year.
Dried: Five years.

Insert the following:

Anti-I Serum----- One year.

2. Delete:

Antipertussis Serum----- Two years.

3. Delete:

Antivenin, Scorpion----- Five years with a 20 percent excess of potency.

And insert in lieu thereof the following:

Antivenin (*Micrurus fulvius*)----- Five years with a 10 percent excess of potency.

4. Amend:

Botulism Antitoxin, Type E----- Three years with a 40 percent excess of potency.

To read as follows:

Botulism Antitoxin, Type E----- Five years with a 20 percent excess of potency.

5. Amend:

Collagenase ----- One year. § 73.84 does not apply.

To read as follows:

Collagenase ----- Eighteen months, provided labeling recommends storage at no warmer than 25° C. § 73.84 does not apply.

6. Amend:

Fibrinolysin and Desoxyribonuclease Combined (Bovine).----- Three years.

To read as follows:

Fibrinolysin and Desoxyribonuclease Combined (Bovine).----- Three years, provided labeling recommends storage at no warmer than 30° C.

7. Amend:

Fibrinolysin and Desoxyribonuclease Combined (Bovine) with Chloramphenicol.----- Three years.

To read as follows:

Fibrinolysin and Desoxyribonuclease Combined (Bovine) with Chloramphenicol.----- Three years, provided labeling recommends storage at no warmer than 30° C.

8. Amend:

Plasma Protein Fraction (Human)----- (a) Five years (5° C., 1 year).
(b) Three years, provided labeling recommends storage between 15° and 30° C. (5° C., 1 year).

To read as follows:

Plasma Protein Fraction (Human)----- (a) Five years (5° C., 1 year).
(b) Three years, provided labeling recommends storage at no warmer than 30° C. (5° C., 1 year).

9. Amend:

Streptokinase-Streptodornase ----- *Dried:* Eighteen months (5° C., 1 year).
Tablets: One year provided labeling recommends storage at not above 30° C. (not above 30° C., 3 months).

To read as follows:

Streptokinase-Streptodornase ----- *Dried:* Two years (5° C., 1 year).
Tablets: Eighteen months, provided labeling recommends storage at no warmer than 30° C. (5° C., 6 months).

(Sec. 215, 58 Stat. 690, as amended; 42 U.S.C. 216. Interpret or apply sec. 351, 58 Stat. 702, 42 U.S.C. 262)

Dated: December 19, 1967.

[SEAL]

Approved: January 6, 1968.

WILBUR J. COHEN,

Acting Secretary.

[F.R. Doc. 68-521; Filed, Jan. 15, 1968; 8:46 a.m.]

WILLIAM B. STEWART,
Surgeon General.

Title 49—TRANSPORTATION

Chapter X—Interstate Commerce Commission

SUBCHAPTER C—ACCOUNTS, RECORDS, AND REPORTS

[No. 34884]

CLASSIFICATION OF MOTOR COMMON AND CONTRACT CARRIERS OF PROPERTY

Order. At a session of the Interstate Commerce Commission, Division 2, held at its office in Washington, D.C., on the 27th day of December 1967.

On October 4, 1967, notice of proposed rule making was published in the FEDERAL REGISTER (32 F.R. 13832) advising all interested persons that the Commission had under consideration a petition filed by American Trucking Associations, Inc., pertaining to prescribed rules and regulations for common and contract carriers of property, grouping carriers into three general classes for accounting and reporting purposes. After consideration of all relevant matters submitted by interested persons, the general classes proposed are hereby adopted. Wherefore, and good cause appearing:

PART 1207—CLASS I AND CLASS II COMMON AND CONTRACT MOTOR CARRIERS OF PROPERTY

It is ordered, That paragraph (a) of Instruction 1, Part 1207 of Chapter X, Subchapter C of Title 49 of the Code of Federal Regulations is amended to read as follows:

1. Classification of carriers.

(a) For purposes of the accounting and reporting regulations, common and contract carriers of property subject to the Interstate Commerce Act are grouped into the following three classes:

Class I: Carriers having average annual gross operating revenues (including interstate and intrastate) of \$1 million or more from property motor carrier operations.

Class II: Carriers having average annual gross operating revenues (including interstate and intrastate) of \$300,000, but less than \$1 million, from property motor carrier operations.

Class III: Carriers having average annual gross operating revenues (including interstate and intrastate) of less than \$300,000 from property motor carrier operations.

PART 1240—CLASSES OF CARRIERS

It is further ordered, That paragraph (a) of § 1240.5, of Chapter X, Subchapter C of Title 49 of the Code of Federal Regulations is amended to read as follows:

§ 1240.5 Classification of motor carriers of property.

(a) For purposes of the accounting and reporting regulations, common and contract carriers of property subject to the Interstate Commerce Act are grouped into the following three classes:

Class I: Carriers having average annual gross operating revenues (including interstate and intrastate) of \$1 million or more from property motor carrier operations.

Class II: Carriers having average annual gross operating revenues (including interstate and intrastate) of \$300,000, but less than \$1 million, from property motor carrier operations.

Class III: Carriers having average annual gross operating revenues (including interstate and intrastate) of less than \$300,000 from property motor carrier operations.

PART 1249—REPORTS OF MOTOR CARRIERS

§ 1249.2 [Amended]

It is further ordered, That § 1249.2, of Chapter X, Subchapter C of Title 49 of the Code of Federal Regulations is amended by deleting the words, "viz, carriers with average annual gross operating revenues (including interstate and intrastate) of \$200,000 but less than \$1 million, from property motor carrier operations."

It is further ordered, That § 1249.4, of Chapter X, Subchapter C of Title 49 of the Code of Federal Regulations is amended by deleting the words, "carriers having average annual gross operating revenues (including interstate and intrastate) of less than \$200,000 from property motor carrier operations."

It is further ordered, That § 1249.14, of Chapter X, Subchapter C of Title 49 of the Code of Federal Regulations is amended by deleting the words, "viz, carriers having average annual gross operating revenues (including interstate and intrastate) of \$200,000 but less than \$1 million, from property motor carrier operations."

It is further ordered, That these amendments are effective January 1, 1968.

And it is further ordered, That service of this order shall be made on all parties that filed representations and on all class II common and contract motor carriers of property, and notice thereto shall be given the general public by depositing a copy of this order in the Office of the Secretary of the Commission at Washington, D.C., and by filing the order with the Director, Office of the Federal Register.

(Secs. 204, 220, 49 Stat. 546, 563, as amended; 49 U.S.C. 304, 320)

By the Commission, Division 2.

[SEAL]

H. NEIL GARSON,
Secretary.

[F.R. Doc. 68-536; Filed, Jan. 15, 1968; 8:47 a.m.]

Title 50—WILDLIFE AND FISHERIES

Chapter I—Bureau of Sport Fisheries and Wildlife, Fish and Wildlife Service, Department of the Interior

PART 33—SPORT FISHING

Ankeny National Wildlife Refuge, Oregon, et al.

The following special regulations are issued and are effective on date of publication in the FEDERAL REGISTER.

§ 33.5 Special regulations; sport fishing; for individual wildlife refuge areas.

General conditions. Fishing shall be in accordance with applicable State regulations. Portions of refuges which are open to fishing are designated by signs and/or delineated on maps, which are available at the respective refuge headquarters and from the office of the Regional Director, Bureau of Sport Fisheries and Wildlife, 730 Northeast Pacific Street, Portland, Oregon. 97208.

OREGON

Ankeny National Wildlife Refuge (Headquarters: William L. Finley National Wildlife Refuge, Route 2, Box 208, Corvallis, Oregon. 97330).

Special Conditions:

- (1) The use of boats is not permitted.
- (2) During the open season, fishing shall be permitted each day from 1 hour before sunrise to one hour after sunset. Use of artificial lights will not be permitted.

Hart Mountain National Antelope Refuge (Headquarters: Sheldon-Hart Mountain National Antelope Refuge,

U.S. Post Office Building, Post Office Box 111, Lakeview, Oregon. 97630).

Klamath Forest National Wildlife Refuge (Headquarters: Tule Lake National Wildlife Refuge, Route 1, Box 74, Tulelake, California. 96134).

Special Condition: Use of boats is not permitted.

Malheur National Wildlife Refuge, Post Office Box 113, Burns, Oregon. 97720.

Special Condition: Refuge waters with the exception of Krumbo Reservoir are closed to the use of boats for fishing purposes. The use of motors on boats is not permitted.

Upper Klamath National Wildlife Refuge (Headquarters: Tule Lake Refuge, Route 1, Box 74, Tulelake, California. 96134).

Special condition: Speed boats shall not exceed 10 miles per hour in any stream, creek, or canal and that portion of Pelican Bay west of a line beginning at a point on the north shore of Pelican Bay one-fourth mile east of Crystal Creek and extending due south to opposite shore of lake.

William L. Finley National Wildlife Refuge, Route 2, Box 208, Corvallis, Oregon. 97330.

Special conditions:

- (1) Use of boats is not permitted.
- (2) During the open season, fishing shall be permitted each day from 1 hour before sunrise to 1 hour after sunset. Use of artificial lights will not be permitted.

OREGON AND WASHINGTON

Umatilla National Wildlife Refuge, Post Office Box 239, Umatilla, Oregon. 97882.

The provisions of these special regulations supplement the regulations which govern fishing on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 33, and are effective to January 1, 1969.

JOHN D. FINDLAY,
Regional Director, Bureau of
Sport Fisheries and Wildlife.

JANUARY 4, 1968.

[F.R. Doc. 68-514; Filed, Jan. 15, 1968; 8:45 a.m.]

Proposed Rule Making

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[14 CFR Part 71]

[Airspace Docket No. 67-CE-169]

TRANSITION AREA

Proposed Alteration

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations so as to alter the transition area at Sioux City, Iowa.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Director, Central Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, Federal Building, 601 East 12th Street, Kansas City, Mo. 64106. All communications received within 45 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Regional Air Traffic Division Chief.

Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

A public docket will be available for examination by interested persons in the Office of the Regional Counsel, Federal Aviation Administration, Federal Building, 601 East 12th Street, Kansas City, Mo. 64106.

Additional controlled airspace is needed so that the Chicago air route traffic control center can provide more effective and efficient radar vectoring services to IFR aircraft operating on random routings between the terminals of Lincoln, Omaha, Columbus, and Norfolk, Nebr., and Sioux City, Fort Dodge, and Jefferson, Iowa. Consequently, it is necessary to alter the Sioux City, Iowa, 3,500-foot MSL transition area by the inclusion of additional airspace in order to provide these services. The present designations of the Sioux City 700- and 1,200-foot floor transition areas will not be changed as a result of this proposal.

In consideration of the foregoing, the Federal Aviation Administration proposes to amend Part 71 of the Federal Aviation Regulations as hereinafter set forth:

In § 71.181 (32 F.R. 2148), the following transition area is amended to read:

SIoux CITY, IOWA

That airspace extending upward from 700 feet above the surface within a 10-mile radius of Sioux City Municipal Airport (latitude 42°24'05" N., longitude 96°22'55" W.); within 7 miles southwest and 8 miles northeast of the Sioux City ILS localizer southeast course, extending from the 10-mile radius area to 12 miles southeast of the OM; and within 7 miles northeast and 8 miles southwest of the Sioux City ILS localizer northwest course, extending from the 10-mile radius area to 12 miles northwest of Jackson, Nebr., RBN; and that airspace extending upward from 1,200 feet above the surface within a 27-mile radius of the Sioux City VORTAC; and the area bounded on the northeast by a line 5 miles northeast of and parallel to the Sioux City VORTAC 116° radial, on the southwest by a line 5 miles southwest of and parallel to the Sioux City VORTAC 140° radial, on the northwest by the 27-mile radius area and on the southeast by the arc of a 30-mile radius circle centered on the Sioux City ILS OM; and that airspace extending upward from 3,500 feet MSL east, south, and west of Sioux City bounded on the north by V-100, and the southeast by V-138, on the south by V-172, and on the west by longitude 98°00'00" W.

(Sec. 307(a), Federal Aviation Act of 1958; 49 U.S.C. 1348)

Issued at Kansas City, Mo., on December 19, 1967.

EDWARD C. MARSH,
Director, Central Region.

[F.R. Doc. 68-529; Filed, Jan. 15, 1968;
8:46 a.m.]

[14 CFR Part 71]

[Airspace Docket No. 67-CE-170]

TRANSITION AREA

Proposed Alteration

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations so as to alter the transition area at Lincoln, Nebr.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Director, Central Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, Federal Building, 601 East 12th Street, Kansas City, Mo. 64106. All communications received within 45 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Regional Air Traffic Division Chief.

Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance

with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

A public docket will be available for examination by interested persons in the Office of the Regional Counsel, Federal Aviation Administration, Federal Building, 601 East 12th Street, Kansas City, Mo. 64106.

Additional controlled airspace is needed so that the Chicago Air Route Traffic Control Center can provide more effective and efficient radar vectoring services to IFR aircraft transitioning between airways and operating on random routings to and from Columbus, Hayes Center, Lincoln, Norfolk, Omaha, O'Neill, and Wolbach, Nebr., Mankato, Kansas, and Sioux Falls, S. Dak. In order to provide these services it is necessary to alter the Lincoln, Nebr., transition area by adding thereto a 3,500-foot MSL transition area and by making a slight change to the 1,200-foot floor transition area. The present designation of the Lincoln 700-foot floor transition area will not be changed as a result of this proposal.

In consideration of the foregoing, the Federal Aviation Administration proposes to amend Part 71 of the Federal Aviation Regulations as hereinafter set forth:

In § 71.181 (32 F.R. 2148), the following transition area is amended to read:

LINCOLN, NEBR.

That airspace extending upward from 700 feet above the surface within a 9-mile radius of Lincoln Municipal Airport (latitude 40°50'45" N., longitude 96°45'20" W.); within the area bounded by a line 5 miles west of and parallel to the Lincoln ILS localizer south course clockwise along a 17-mile arc centered on the Lincoln Municipal Airport to a line 2 miles east of and parallel to the Lincoln VORTAC 015° radial; and within 5 miles west and 9 miles east of the Lincoln ILS localizer south course, extending from the 9-mile radius area to 13 miles south of the OM; that airspace extending upward from 1,200 feet above the surface bounded by a line starting at the intersection of longitude 97°02'00" W. and the north edge of V-216, thence north to and clockwise around the arc of a 29-mile radius circle centered on Lincoln Municipal Airport, to latitude 41°15'00" N., longitude 96°35'00" W., thence northeast to latitude 41°19'00" N., longitude 96°30'00" W., thence southeast to latitude 41°16'00" N., longitude 96°23'00" W., thence south along longitude 96°23'00" W., to and west along the north edge of V-216 to the point of beginning; and that airspace extending upward from 3,500 feet MSL bounded by a line starting at the intersection of longitude 97°02'00" W. and the north edge of V-216, thence north to and clockwise around the arc of a 29-mile radius circle centered on Lincoln Municipal Airport to latitude 41°15'00" N., longitude 96°35'00" W., thence northeast to latitude 41°19'00" N., longitude 96°30'00" W., thence southeast to latitude 41°16'00" N., longitude 96°23'00" W., thence north along longitude 96°23'00" W., to and west along the south edge of

V-172, to and south along longitude 98°00'-00" W., to and east along the north edge of V-216 to the point of beginning.

(Sec. 307(a), Federal Aviation Act of 1958; 49 U.S.C. 1348)

Issued at Kansas City, Mo., on December 19, 1967.

EDWARD C. MARSH,
Director, Central Region.

[F.R. Doc. 68-530; Filed, Jan. 15, 1968;
8:46 a.m.]

Federal Highway Administration

[23 CFR Part 255]

[Docket No. 1-1 etc., Notice 68-1]

FEDERAL MOTOR VEHICLE SAFETY STANDARDS

Notice of Extension of Time To File Comments

On October 14, 1967, the Federal Highway Administration published in the FEDERAL REGISTER (32 F.R. 14278) an advance notice of proposed rule making inviting interested persons to submit written data, views, or arguments on 47 separate dockets. Comments were required to be filed February 5, 1968, regarding the following specified Docket Nos.:

Docket
No.

Subject

1-1----- Service Brake, Emergency Brake,
and Parking Brake Systems—
Passenger Cars.

1-2----- Service Brake, Emergency Brake,
and Parking Brake Systems—
Multipurpose Passenger Ve-
hicles, Trucks, Buses, and
Trailers.

1-6----- Tires—Multipurpose Passenger
Vehicles, Trucks, Trailers,
Buses, and Motorcycles.

1-7----- Tire Traction—Passenger Cars,
Multipurpose Passenger Ve-
hicles, Trucks, Trailers, Buses,
and Motorcycles.

1-8----- Retreaded Tires—Passenger Cars,
Multipurpose Passenger Ve-
hicles, Trucks, Trailers, Buses,
and Motorcycles.

1-10----- Bumper Effectiveness—Passenger
Cars, Multipurpose Passenger
Vehicles, Trucks, Buses, and
Trailers (together with com-
ment on related Dockets 1-9
and 1-11).

1-13----- Windshield Defrosting and De-
fogging—Multipurpose Passen-
ger Vehicles, Trucks, and Buses.

1-14----- Rearview Mirrors—Passenger
Cars and Multipurpose Passen-
ger Vehicles.

1-15----- Rearview Mirrors—Trucks, Buses,
and Motorcycles.

1-19----- Maximum Speed Control—Pas-
senger Cars, Multipurpose Pas-
senger Vehicles, Trucks, Buses,
and Motorcycles.

1-20----- Trailer Hitches—Passenger Cars,
Multipurpose Passenger Ve-
hicles, and Motor Vehicle Equip-
ment.

2-1----- Occupant Protection in Interior
Impact—Passenger Cars.

2-3----- Impact Protection for the Driver
from the Steering Control Sys-
tem—Passenger Cars.

2-4----- Impact Protection for the Driver
from the Steering Control Sys-
tem—Multipurpose Passenger
Vehicles, Trucks, and Buses.

3-1----- Fuel Tanks, Fuel Tank Filler
Pipes, and Fuel Tank Con-
nections—Passenger Cars.

3-2----- Fuel Tanks, Fuel Tank Filler
Pipes, and Fuel Tank Con-
nections—Multipurpose Passenger
Vehicles, Trucks, Buses, and
Motorcycles.

By petition filed with the Federal Highway Administrator on January 4, 1968, the Automobile Manufacturers Association has requested that the time for filing comments in the dockets listed above be extended 60 days. The earliest anticipated effective date for the standards proposed by these dockets is January 1, 1970. Petitioner represents that its proposed extension would in no way delay the development and promulgation of the Safety Standards as set forth in the specified dockets.

Upon consideration of the petition and in accordance with the requirements of Rule 216.19 of the rule making procedures (32 F.R. 15819): *It is ordered*, That the time within which to file comments on the dockets listed above is extended for all interested persons to and including March 18, 1968.

Issued in Washington, D.C., on Jan-
uary 10, 1968.

LOWELL K. BRIDWELL,
Federal Highway Administrator.

[F.R. Doc. 68-537; Filed, Jan. 15, 1968;
8:47 a.m.]

Notices

DEPARTMENT OF STATE

[Public Notice 284; Delegation of Authority 104-6]

UNDER SECRETARY OF STATE ET AL.

Delegation of Authority Regarding Foreign Assistance

Subject: delegation and implementation of functions under section 622(c) of the Foreign Assistance Act.

By virtue of the authority vested in me by the Foreign Assistance Act of 1961 (75 Stat. 424) and section 4 of the Act of May 26, 1949 (63 Stat. 111; 22 U.S.C. 2658), it is ordered as follows:

I. Delegation of Authority No. 104 (26 F.R. 10608) is amended as follows:

a. In section 2(a), amend paragraph (2) to read as follows:

(2) So much of the functions conferred upon the Secretary of State by section 622(c) of the Act as relates to continuous supervision and general direction of programs under Part I of the Act.

b. In section 6(b), renumber present paragraphs (1), (2), and (3) to be (3), (4), and (5) respectively, and insert the following new paragraphs (1) and (2):

(1) To the Under Secretary of State: So much of the functions conferred upon the Secretary of State by section 622(c) of the Act as relates to effective integration of economic assistance and military assistance and sales programs both at home and abroad so that the foreign policy of the United States is best served thereby.

(2) To the Deputy Under Secretary of State for Political Affairs: So much of the functions conferred upon the Secretary of State by section 622(c) of the Act as relates to continuous supervision and general direction of programs under Part II of the Act.

II. The authority and responsibility of the Under Secretary of State, the Administrator, and the Assistant Secretaries of State under Volume 1, Foreign Affairs Manual, section 011.1, continues in full force and effect.

[SEAL]

DEAN RUSK,
Secretary of State.

JANUARY 2, 1968.

[F.R. Doc. 68-642; Filed, Jan. 15, 1968; 10:04 a.m.]

DEPARTMENT OF THE TREASURY

Office of Foreign Assets Control

HAIR OF CERTAIN ANIMALS, COTTON AND SILK WASTE, AND CARPET WOOL

Importation From Countries Not in Authorized Trade Territory; Application for Licenses

Licenses under the Foreign Assets Control Regulations (31 CFR 500.101 to 500.808) for the importation of the following commodities produced in the U.S.S.R. or Outer Mongolia will be issued during 1968 in the same aggregate quantities as in previous years. These quantities, based on importations during the period 1946 through 1951, are as follows:

	Pounds
Badger hair -----	200
Carpet wool -----	1,800,000
Cotton waste -----	4,550,000
Goat hair -----	610,000
Horse mane hair -----	660,000
Horse tail hair -----	70,000
Silk waste -----	435,000
Yak hair -----	525,000

Licenses will be issued to any person, and will not be limited to persons with a previous history of importation. The following conditions will apply:

(1) Applications must be filed before September 1, 1968, and must be accompanied by a copy of a firm contract with the seller subject only to the obtaining of the necessary license.

(2) No one applicant will be licensed to import more than 25 percent of the total quota for any one commodity. However, more than one contract can be entered into by any applicant, up to the 25 percent limit.

(3) Licenses will be nontransferable and imports may be made only in the name of and for the account of the licensee.

(4) The contract must provide for shipment from the U.S.S.R. If the contract is with a seller in a third country any license issued will require that the goods be shipped directly from the U.S.S.R. to the United States or, if not, that they remain in continuous carriers' custody during the entire period of transshipment.

Licenses will be valid until the date of shipment specified in the contract and will be extended to permit Customs entry and transactions under a letter of credit for goods shipped pursuant to the contract.

Applications for licenses must be filed in duplicate on Form TFAC-1 with the

Federal Reserve Bank of New York, 33 Liberty Street, New York, N.Y. 10045. Applications will be considered in the order in which they are received. Persons applying for a license to import more than one commodity should file a separate application for each such commodity.

Since for one reason or another some licenses may expire unused or the full quota of a commodity may not be applied for by qualified applicants (i.e., by persons who have not reached the 25 percent limit) announcement will be made in the FEDERAL REGISTER on September 16, 1968, of any balances still available for licensing. At that time any person may apply for any portion of an available balance irrespective of the fact that he may have already received licenses to import as much as 25 percent of the quota. Applications for licenses filed after September 16, 1968, are subject to all conditions set forth above other than the 25 percent limit.

Additional information and license application forms may be obtained from the Federal Reserve Bank of New York or from the Office of Foreign Assets Control, Treasury Department, Washington, D.C. 20220.

[SEAL] MARGARET W. SCHWARTZ,
Director,
Office of Foreign Assets Control.

[F.R. Doc. 68-667; Filed, Jan. 15, 1968; 11:16 a.m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

MARTHA MUEHLEISEN

Notice of Intention To Return Vested Property

Pursuant to section 32(f) of the Trading with the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim Number, Property, and Location

Mrs. Martha Muehleisen, Traubenstr. 7, 7317 Wendlingen, Germany; Claim No. 63890; Vesting Order No. 10381; \$817.48 in the Treasury of the United States.

Executed at Washington, D.C., on January 8, 1968.

For the Attorney General.

EDWIN L. WEISL, Jr.,
Assistant Attorney General,
Civil Division, Director, Office
of Alien Property.

[F.R. Doc. 68-522; Filed, Jan. 15, 1968;
8:46 a.m.]

AGNES MARIA HEDWIG THIERMANN **Notice of Intention To Return Vested Property**

Pursuant to section 32(f) of the Trading with the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim Number, Property, and Location

Dr. Agnes Maria Hedwig Thiermann, 68, Graf-Moltkestr., 28 Bremen, Germany; Claim No. 61841; Vesting Order Nos. 16449 and 16644; \$6,210.27 in the Treasury of the United States.

Executed at Washington, D.C., on January 8, 1968.

For the Attorney General.

EDWIN L. WEISL, Jr.,
Assistant Attorney General,
Civil Division, Director, Office
of Alien Property.

[F.R. Doc. 68-523; Filed, Jan. 15, 1968;
8:46 a.m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Serial No. Idaho 016758]

IDAHO

Notice of Proposed Withdrawal and Reservation of Lands: Addition

JANUARY 9, 1968.

In F.R. Doc. 65-11727, page 13879 of the issue for November 2, 1965, as amended by F.R. Doc. 66-3606, page 5384 of the issue for April 5, 1966, the descriptions of the lands proposed to be withdrawn by the Corps of Engineers for the Ririe Project were published. The Corps of Engineers now request that these previous notices be supplemented by the addition of the following lands:

BOISE MERIDIAN, IDAHO

- T. 1 N., R. 40 E.,
Sec. 3, W 1/2 of lot 1, and NW 1/4 SE 1/4 NE 1/4.
T. 2 N., R. 40 E.,
Sec. 2, N 1/2 of lot 4;
Sec. 27, E 1/4 NE 1/4 SE 1/4 and SW 1/4 SW 1/4 SE 1/4;
Sec. 34, W 1/2 NW 1/4 NE 1/4.

The land added aggregates 100.92 acres in Bonneville County, Idaho.

ORVAL G. HADLEY,
Manager, Land Office.

[F.R. Doc. 68-535; Filed, Jan. 15, 1968;
8:47 a.m.]

National Park Service

[Order 47]

DEPUTY DIRECTOR, ADMINISTRATION, ET AL.

Delegation of Authority Regarding Official Travel Expenses

SECTION 1. *Delegation.* The Deputy Director, Associate Director, and Assistant Director, Administration, National Park Service, may approve the payment of actual subsistence expenses in connection with travel for official purposes, in accordance with 347 DM 4.

SEC. 2. *Redelegation.* The authority delegated in section 1 of this order may not be redelegated. (205 DM 15.5)

Dated: January 2, 1968.

GEORGE B. HARTZOG, Jr.,
Director.

[F.R. Doc. 68-515; Filed, Jan. 15, 1968;
8:45 a.m.]

[Order 48]

ASSISTANT DIRECTOR, ADMINISTRATION

Delegation of Authority

SECTION 1. *Delegation.* The Assistant Director, Administration, National Park Service, may approve in writing the use of a Government owned or leased motor vehicle between domicile and place of employment, in accordance with 5 U.S.C. 78(c) (2) and 416 DM 1.

SEC. 2. *Redelegation.* The authority delegated in section 1 of this order may not be redelegated. (205 DM 9)

Date: January 2, 1968.

GEORGE B. HARTZOG, Jr.,
Director.

[F.R. Doc. 68-516; Filed, Jan. 15, 1968;
8:45 a.m.]

DEPARTMENT OF AGRICULTURE

Agricultural Stabilization and Conservation Service

ORGANIZATION, FUNCTIONS, AND DELEGATIONS OF AUTHORITY

I. *General.* The Agricultural Stabilization and Conservation Service (hereinafter sometimes referred to as ASCS) was established June 5, 1961, by the Secretary of Agriculture pursuant to the authority vested in him by section 161, Revised Statutes (5 U.S.C. 301), and Reorganization Plan No. 2 of 1953. Pursuant to the assignments of functions by

the Secretary (29 F.R. 16210, as amended 30 F.R. 8756) and by the Commodity Credit Corporation in accordance with its bylaws (28 F.R. 12949), this Service is responsible for the planning, coordinating, and administering of agricultural stabilization and conservation policies and programs which include the acreage allotment and farm marketing quota programs under the Agricultural Adjustment Act of 1938, as amended; the agricultural conservation and diversion programs (except the Great Plains Program and the naval stores conservation program) under sections 7 to 17 of the Soil Conservation and Domestic Allotment Act, as amended; the cropland conversion program under section 16(e) of the Soil Conservation and Domestic Allotment Act, as amended; the cropland adjustment program under Title VI of the Food and Agriculture Act of 1965; the wheat certificate and diversion programs under Subtitles B and D, Title III, Agricultural Adjustment Act of 1938, as amended; the upland cotton programs under section 103 of the Agricultural Act of 1949, as amended; the land stabilization, conservation, and erosion control program authorized by section 203 of the Appalachian Regional Development Act of 1965, the conservation reserve program under the Soil Bank Act, as amended; the International Sugar Agreement; the sugar programs and activities under the provisions of the Sugar Act of 1948, as amended; the programs of Commodity Credit Corporation (28 F.R. 13795, as amended) to stabilize, support, and protect farm income and prices, to assist in the maintenance of balanced and adequate supplies of agricultural commodities, to sell or otherwise dispose of and aid in the disposition of such commodities (except as authority is assigned to the Foreign Agricultural Service with respect to export sales, foreign donations, export subsidies, and barter (29 F.R. 16215-6) and to the Consumer and Marketing Service for the distribution of food (30 F.R. 6697)); and the emergency livestock feed assistance and distress and disaster relief feed grain programs under the Act of September 21, 1959 (Public Law 86-299), as amended, section 407 of the Agricultural Act of 1949, as amended, and the Act of September 30, 1950 (Public Law 875-81st Cong.), as amended. This Service also is responsible for the domestic operations to implement the International Grains Arrangement; performs functions relating to indemnity payments to dairy farmers; determines the agricultural commodities in CCC inventory which are available for disposition; performs procurement, processing, transportation, payment, and related service operations on surplus removal and supply operations; provides the Foreign Agricultural Service with commodity procurement and supply, handling, transportation, payment, and related services with respect to foreign assistance programs, and payment and related services for export subsidy and barter operations; performs fiscal and accounting

functions in connection with Public Law 480 transactions and commercial exports of privately owned agricultural commodities under Commodity Credit Corporation's Export Credit Sales Program, and determines and handles claims by or against CCC arising therefrom; and carries out civil defense and defense production programs, plans and operations as assigned. This Service also performs such other functions in behalf of CCC as may be assigned to it from time to time. The principal office of the ASCS is at Washington, D.C., in the Administration Building of the U.S. Department of Agriculture. It consists of offices and divisions listed in the following paragraph II.

II. Organization, Agricultural Stabilization and Conservation Service—A. The following is a listing of the ASCS by reporting lines.

1. Administrator:
 - a. Associate Administrator.
 - b. Directors, Policy Staffs.
 - c. Policy and Program Appraisal Division.
 - d. Producer Associations Division.
 - e. Deputy Administrator, State and County Operations:
 - (1) Farmer Programs Division.
 - (2) Disaster and Defense Services Staff.
 - (3) Aerial Photography Division.
 - (4) Bin Storage Division.
 - (5) Area Directors.
 - (a) ASC State Committees.
 - (i) ASC County Committees.
 - (b) ASCS Caribbean Area Office.
 - f. Deputy Administrator, Commodity Operations:
 - (1) Inventory Management Division.
 - (2) Procurement and Sales Division.
 - (3) Kansas City Commodity Office.
 - (4) Minneapolis Commodity Office.
 - (5) New Orleans Commodity Office.
 - g. Deputy Administrator, Management:
 - (1) Administrative Services Division.
 - (2) Budget Division.
 - (3) Fiscal Division.
 - (4) Information Division.¹
 - (5) Operations Analysis Staff.
 - (6) Personnel Management Division.
 - (7) Kansas City Data Processing Center, Kansas City, Mo.
 - (8) New Orleans Data Processing Center, New Orleans, La.
 - (9) Management Field Office, Kansas City, Mo.

III. Functional Responsibilities. The following are the responsibilities of the organizational units of the Agricultural Stabilization and Conservation Service, listed in accordance with reporting lines.

A. Administrator. The Administrator, who is also the Executive Vice President of the Commodity Credit Corporation, is responsible to the Under Secretary for the general direction and supervision of programs assigned to the Agricultural Stabilization and Conservation Service.

1. Associate Administrator. The Associate Administrator acts for and assists the Administrator in formulating and administering the policies and programs of ASCS and CCC. The Associate Administrator is also Vice President of the CCC. In the absence or unavailability of the Administrator, the Associate Administrator exercises the powers and performs the duties of the Adminis-

trator of ASCS and the Executive Vice President of CCC.

2. Policy Staffs. There are seven Policy Staffs, namely:

- Cotton Policy Staff.
- Grain Policy Staff.
- Livestock and Dairy Policy Staff.
- Oils and Peanut Policy Staff.
- Sugar Policy Staff.
- Tobacco Policy Staff.
- Conservation and Land Use Policy Staff.

For their specialized commodity and functional assignments, the Policy Staffs formulate, develop, and recommend overall broad program policy for price support, production adjustment, supply management, conservation and land use, diversion, cropland adjustment, disaster livestock feed, CCC-owned storage facilities, commercial storage, international commodity agreements, and other related and assigned programs. They recommend the preparation of program dockets; study and analyze program operations and recommend necessary adjustments and improvements. The Director of each Policy Staff reports to the Administrator for the specific commodity or functional responsibilities assigned.

3. Policy and Program Appraisal Division. The Policy and Program Appraisal Division, reporting to the Administrator, develops guides and standards for use in evaluating and appraising policy and program operations. It analyzes, evaluates and appraises policy and program operations as to effectiveness and conformance with dockets, regulations, directives, and legislation. It formalizes broad recommendations leading to policy and program improvements and adjustments; reviews, analyzes, and reports on proposed, pending and enacted legislation; makes special economic and statistical analyses and studies pertaining to policy and program activities including projections for budgetary purposes; develops and coordinates the development of legislative proposals; prepares program dockets as recommended by policy staffs; and carries out assigned natural disaster responsibilities and defense activities, including appraisal of program policy relating to requirements and distribution of nonfood production requisites, analysis of on-farm production resources and capabilities, determination of scope of national and State defense production goals and programs for crops and livestock, salvage and storage of food on farms, and appraisal of program policy relating to rehabilitation of facilities on farms.

4. Producer Associations Division. The Producer Associations Division, reporting to the Administrator, formulates, develops and recommends program policy in connection with naval stores programs, and recommends preparation of program dockets therefor. It is responsible for planning, directing and coordinating operational programs and procedures pertaining to peanuts, tobacco, tung oil, and naval stores commodity programs of CCC carried out through producer associations. It determines whether or not producer associations meet requirements

to handle CCC loans; negotiates terms and conditions of contracts and agreements; provides direction, leadership and coordination of CCC aspects of producer association activities; develops program handbooks, procedure and instructions; and provides program operational review, making and/or taking corrective action as necessary.

5. Deputy Administrator, State and County Operations. The Deputy Administrator, State and County Operations, is primarily responsible for the administration through State and county committees and offices of the production adjustment, price support, CCC-owned storage facility, agricultural conservation, land use, diversion, cropland adjustment, disaster livestock feed, defense and related programs, including program compliance and aerial photography, and the payment and production aspects of the Sugar Act. The Deputy Administrator, State and County Operations, provides administrative and program direction and supervision to Area Directors and assigned divisions, staffs, and offices, as set forth below. The Deputy Administrator, State and County Operations, is also Vice President of the Commodity Credit Corporation.

a. Farmer Programs Division. The Farmer Programs Division, within established broad program policy, agency directives, legislative enactments, and assigned natural disaster responsibilities, is responsible for the determination and implementation of operating policy, procedures and instructions applicable to commodity programs, agricultural conservation, land use, diversion, and cropland adjustment programs which involve direct dealings with farmers or which are assigned to ASCS State and county offices, or both. It develops related national procedures and handbooks for use of State and county offices; provides uniform program and policy clarification and interpretation; serves as focal point with other divisions and staff offices and State offices on policy and program developments, recommendations and appraisals; and reviews, analyzes, and evaluates program operations of State and county offices to insure workable and effective procedures and methods.

b. Disaster and Defense Services Staff. The Disaster and Defense Services Staff is responsible for the implementation and operation of emergency feed programs for the relief of agriculture in designated emergency and disaster areas. It provides coordinating services to USDA State, County, and Metropolitan Area Defense Boards and provides services for USDA Emergency Program Coordinators. It provides a centralized service on damage assessment of resources under USDA jurisdiction; and carries out other defense activities and natural disaster responsibilities as assigned, including the coordination of emergency records systems and defense reporting.

c. Aerial Photography Division. The Aerial Photography Division is responsible for formulating and administering overall plans and policies for procuring, processing, and using aerial photography

¹ See paragraph IIIA7d for reporting line with respect to policy-making authority.

for determining farm operation compliance with programs and for the sale of aerial photographs to other Government agencies and to individuals.

(1) *Aerial Photography Laboratories.* The Aerial Photography Division maintains and operates two Aerial Photography Laboratories—one located in Asheville, N.C., and the other in Salt Lake City, Utah—which plan, organize, and direct the photogrammetric service for ASCS and operating agencies. The Chiefs of Aerial Photography Laboratories report to the Director, Aerial Photography Division.

d. *Bin Storage Division.* The Bin Storage Division formulates and administers a program pertaining to CCC bin storage operations including: Managing the inventories within the bin sites; contracting for and maintaining bin sites; the protection, quality maintenance and handling of commodities stored therein, including inspection and grading of grain stored in bin sites and on the farms; and direction of sales of grain by county offices.

e. *Area Directors.* The Area Directors have responsibility within specific geographic areas for the administration of Agricultural Stabilization and Conservation programs assigned to ASCS State and county offices and the ASCS Caribbean Area Office. The Area Directors are responsible for the activities of ASC State Committees within the established policies and procedures and assist in coordinating the program activities of ASCS State and county offices in their respective areas. They make recommendations to the Deputy Administrator, State and County Operations for appointments to the ASC State Committee and other items pertinent to personnel matters in their respective areas. The Area Directors also carry out assigned defense activities. The Area Directors report to the Deputy Administrator, State and County Operations.

(1) *ASC State Committees and the Director, ASCS Caribbean Area Office.* ASC State Committees and the Directors, ASCS Caribbean Area Office recommend and suggest agricultural programs applicable to the State or Area. ASCS State Offices participate in the administration, and direct and coordinate the administration by county offices, of agricultural conservation and stabilization, production adjustment, price support, land use, diversion, cropland adjustment, sugar and other assigned programs, as well as assigned defense activities and natural disaster responsibilities. The ASC State Committee and the Director of the ASCS Caribbean Area Office report to the Area Director having responsibility for the geographic area to which the specific State or Area is assigned. The Hawaii ASC State Committee does not have any responsibility for the sugar conditional payments program. This program is carried out in Hawaii under the direction of the State Executive Director who, for this purpose, reports to the Southwest Area Director.

(a) *ASC County Committees.* ASC County Committees recommend and sug-

gest to the ASC State Committee agricultural programs applicable to the county. ASCS County Offices administer agricultural conservation and stabilization, production adjustment, price support, land use, diversion, cropland adjustment, sugar and other assigned programs requiring direct dealings with the farmer; and carry out assigned defense activities and natural disaster responsibilities. The ASC County Committees report to their respective ASC State Committees. The Hawaii ASCS county offices do not have any responsibility for the sugar conditional payments program.

6. *Deputy Administrator, Commodity Operations.* The Deputy Administrator, Commodity Operations, is primarily responsible for the administration of the acquisition, storage (except CCC-owned bin storage) transportation, processing, management, and disposition of CCC-owned commodities, including maintenance of trade relationships. The Deputy Administrator, Commodity Operations, provides program interpretations to approved program policy, and provides administrative and program direction and coordination to assigned divisions, staffs and offices, as set forth below; and carries out assigned defense activities. The Deputy Administrator, Commodity Operations, is also Vice President of the Commodity Credit Corporation.

a. *Inventory Management Division.* The Inventory Management Division formulates, develops and coordinates a broad comprehensive inventory management program for CCC, including: positioning, transportation, care and management of inventories; emergency storage programs; uniform and special storage and handling agreements; and technical transportation guides and assistance. It provides review for CCC of standards for: Storage and handling of commodities, and examination and approval of warehouses. It provides appropriate instructions, interpretations and reviews pertaining to assigned functions, and carries out assigned defense activities.

b. *Procurement and Sales Division.* The Procurement and Sales Division develops and recommends operating policies and programs with respect to purchases, domestic sales and donations, and other dispositions of CCC-owned commodities excepting tobacco, peanuts, naval stores, and tung oil, and administers such programs. It formulates and recommends operating program plans and policies relating to the Processor and Export Wheat Marketing Certificate Program, including the determination of export wheat marketing certificate costs, and the wheat export program, including the determination of subsidy rates for the wheat and wheat flour subsidy programs. It develops terms and conditions of contracts, agreements and announcements under which commodities are purchased in commercial markets for domestic and foreign donation programs. The Procurement and Sales Division studies national and international marketing situations for use in determining the timing of procurement or disposition activities, including pricing, and ac-

cepts or rejects bids on commodity procurements.

c. *Commodity Offices.* There are three ASCS commodity offices which report to the Deputy Administrator, Commodity Operations. The commodity offices execute assigned inventory management, acquisition, disposition and related program activities, and carry out assigned defense activities. These commodity offices are located at the following addresses and have program responsibilities for the areas indicated:

(1) Kansas City ASCS Commodity Office, Agricultural Stabilization and Conservation Service, U.S. Department of Agriculture, 8930 Ward Parkway, Kansas City, Mo. 64114.

The Kansas City Commodity Office has nationwide responsibility for grain, soybeans, and dry edible beans.

(a) *Branch Offices.* The Kansas City Commodity Office maintains branch offices at Evanston, Ill.; Minneapolis, Minn.; Houston, Tex.; and Portland, Ore. These offices carry out assigned responsibilities in connection with the acquisition, transportation, disposition, and management of commodities. The Branch Office Managers report to the Director, Kansas City Commodity Office.

(2) Minneapolis ASCS Commodity Office, Agricultural Stabilization and Conservation Service, U.S. Department of Agriculture, 6400 France Avenue South, Minneapolis, Minn. 55410.

The Minneapolis Commodity Office has nationwide responsibility for processed commodities.

(3) New Orleans ASCS Commodity Office, Agricultural Stabilization and Conservation Service, U.S. Department of Agriculture, Wirth Building, 120 Marais Street, New Orleans, La. 70112.

The New Orleans Commodity Office has nationwide responsibility for cotton, cottonseed, and cottonseed products. It furnishes systems design and development services to the New Orleans Data Processing Center for all programs assigned to the New Orleans Commodity Office.

7. *Deputy Administrator, Management.* The Deputy Administrator, Management, is primarily responsible for the overall management program in ASCS including the policy and technical direction and coordination of all data processing activities in ASCS. The Deputy Administrator, Management, provides administrative supervision and direction to assigned divisions, staffs, and field offices, as set forth below. In addition, the Deputy Administrator carries out assigned defense activities. The Deputy Administrator, Management, is also Vice President of the Commodity Credit Corporation.

a. *Administrative Services Division.* The Administrative Services Division formulates and administers administrative services policies and programs for ASCS and CCC, including records, procedures, reports, forms, communications, procurements, property, leasing, printing, and related office services; operates or supervises the operation of administrative services in ASCS, and provides

technical direction over administrative services activities in field offices.

b. *Budget Division.* The Budget Division formulates and administers ASCS and CCC budget plans, policies, presentations, and procedures, covering all funds utilized, including administrative expense funds, corporate capital funds, funds appropriated for payments to farmers, funds allocated from other sources, and other funds; and exercises technical direction over budgetary activities of ASCS field offices.

c. *Fiscal Division.* The Fiscal Division formulates and administers fiscal and claims policies for ASCS and CCC; develops, implements and installs systems, accounts, methods, and procedures relating to CCC financing and to accounting for programs and program activities financed with ASCS, CCC, and other funds, including administrative funds; analyzes financial and operating data and prepares financial statements; and exercises technical direction over fiscal activities of ASCS offices and fiscal agents, and performs fiscal, claims and other functions assigned.

(1) *New York Field Office.* The Fiscal Division maintains a New York Field Office which serves as a national operating office with respect to assigned loss and damage claims on commodities donated by CCC under Title II of the Agricultural Trade Development and Assistance Act of 1954 (Public Law 480), as amended. It performs fiscal services in connection with commodities exported under Title I of that Act, as amended, including examination of documents and handling of claims with respect to disbursements made by commercial banks to which letters of commitment have been issued, and certifies or disapproves disbursements to importing countries under the reimbursement method of financing. It also provides freight forwarding services, port liaison with shipping agents, ocean carriers, and others, and other services as assigned, for ASCS commodity offices on commodity exports from eastern Atlantic ports. The Chief of the New York Field Office reports to the Director, Fiscal Division.

d. *Information Division.* The Information Division formulates and administers a comprehensive information service program, including current releases, background statements, technical and popular publications, educational services, annual and special reports, radio and television scripts, and other information material for authorized dissemination to the public and to the trade. The Division formulates and recommends information policy to the Administrator. Overall information policy is determined by the Administrator.

e. *Operations Analysis Staff.* The Operations Analysis Staff provides national leadership and coordination for agency efforts at achieving progressive management policies and operating systems with special emphasis on mechanization and data processing, organizing and conducting surveys of agency system and program operations, work measurement, manpower utilization, management improvement, and related activities.

f. *Personnel Management Division.* The Personnel Management Division formulates and administers personnel management policies and programs for ASCS, including organization analysis. The Division installs, maintains, and operates, or supervises the operation of, the personnel management program in ASCS; and provides technical direction over personnel management activities of field offices.

g. *Kansas City Data Processing Center, Kansas City, Mo.* The Kansas City Data Processing Center, Kansas City, Mo., plans and directs a national data processing center, and conducts program accounting functions for grain price support loan, purchase and other programs. It carries out other data processing and accounting activities as assigned.

h. *New Orleans Data Processing Center, New Orleans, La.* The New Orleans Data Processing Center, New Orleans, La., directs and administers all activities (excluding systems design and development) relating to automatic data processing programming and operating services to USDA agencies, primarily the New Orleans ASCS Commodity Office and the Management Data Service Center of the Office of Management Improvement. It carries out other automatic data processing services as assigned.

i. *Management Field Office, Kansas City, Mo.* The Management Field Office, Kansas City, Mo., is responsible for planning and conducting a comprehensive management, personnel, fiscal, and office services program designed to meet the operational needs of ASCS and other USDA field offices, as assigned. It carries out operations of the approved national accounting systems for control of appropriated program and administrative funds of ASCS, and other funds made available to ASCS.

IV. *Contracting and Claims Officers and Representatives of the Secretary—A. CCC Contracting Officers.* The bylaws of Commodity Credit Corporation (28 F.R. 12949) and the statement of organization, functions, and delegations of authority for Commodity Credit Corporation (28 F.R. 13795, as amended) designate certain ASCS officials as CCC Contracting Officers and authorize them to appoint additional ASCS personnel as CCC Contracting Officers. The names of such contracting officers and information with respect to their authority may be obtained from the Secretary, Commodity Credit Corporation, Washington, D.C. 20250, or from the Director of the Division or Commodity Office with responsibility for the Commodity Credit Corporation activities involved.

B. *Representatives of the Secretary.* Representatives of the Secretary are appointed by ASCS Division and Commodity Office Directors, subject to the written approval of the Administrator, ASCS, and may, to the extent authorized by their appointments, execute contracts relating to the activities under commodity programs for which the Division or Office is responsible, approved pursuant to section 32 of the Act of August

24, 1935, as amended, as implemented by the Act of June 28, 1937, as amended, or section 6 of the National School Lunch Act. The names of such officers and information with respect to their authority may be obtained from the appropriate Director.

C. *ASCS Contracting Officers.* Subject to any restrictions on redelegation of authority of the Administrator, Deputy Administrators of ASCS may execute contracts relating to the activities of ASCS for which they are respectively responsible and may redelegate such authority. Authority to execute contracts in connection with specific ASCS programs may also be delegated to designated officers in the published regulations governing such programs. Additional ASCS contracting officers may be designated for specific purposes from time to time. The names of such ASCS contracting officers and information with respect to their authority may be obtained from the appropriate Deputy Administrator or from the Director, Administrative Services Division, ASCS.

D. *CCC Claims Officers.* The bylaws of Commodity Credit Corporation and the statement of organization, functions, and delegations of authority for Commodity Credit Corporation designate certain ASCS officials to settle and adjust claims by and against Commodity Credit Corporation, and authorize them to appoint additional ASCS personnel as CCC claims Officers. The names of such claims officers and information with respect to their authority may be obtained from the Secretary, Commodity Credit Corporation, Washington, D.C. 20250.

E. *ASCS Claims Officers.* Personnel of ASCS occupying the following positions (including those in an acting capacity), with respect to claims by ASCS arising out of activities under their jurisdiction, other than claims of CCC, are authorized to perform all the duties and to exercise all the authority of the Secretary of Agriculture under the Federal Claims Collection Act of 1966 (Public Law 89-508), the Joint Regulations of the Attorney General and the Comptroller General (4 CFR Parts 101, 102, 103, and 104), and the general delegations of authority by the Secretary (29 F.R. 16212 and 32 F.R. 7835), except that the authority to compromise, terminate, or suspend collection action with respect to any claim is limited as follows:

1. All deputy administrators—not more than \$20,000, exclusive of interest.
2. All directors of divisions and offices and the Deputy Director, Fiscal Division, who is Treasurer, Commodity Credit Corporation—not more than \$20,000, exclusive of interest.
3. All State executive directors—not more than \$10,000, exclusive of interest.
4. The Chief, Claims Branch, Fiscal Division, who is Assistant Treasurer, Commodity Credit Corporation—not more than \$10,000, exclusive of interest.
5. Authorized ASCS claims officers, subject to the monetary limitations prescribed in their respective claims officer designations (not less than \$2,500 but not more than \$5,000 exclusive of interest).

The foregoing delegated claims authority is also subject to the limitation that with respect to any claim of \$250 or more, exclusive of interest, no compromise shall be effected or collection action terminated or suspended except with the advice and counsel of the General Counsel of the Department or his designee.

V. Delegations of Authority—A. Administrator. The Administrator formulates and administers programs assigned to ASCS under delegated authority from the Secretary of Agriculture (29 F.R. 16210, as amended 30 F.R. 8756). This includes authority to execute any document, authorize any expenditure, promulgate any rule, regulation, order, or instruction required by law or deemed by him to be necessary and proper to the discharge of the functions assigned to the ASCS, and take any other actions incident to the discharge of such functions. This authority is exercised under the general direction and supervision of the Secretary and the Under Secretary, and is subject to the general responsibilities of the Secretary to the President and to the Congress. In no case does any delegation of authority to the Administrator preclude the Secretary, Under Secretary, or the appropriate Assistant Secretary, from exercising any of the powers or functions so delegated.

B. Members of the Administrator's Immediate Staff. Subject to any restrictions on redelegation of his authority, the Administrator hereby delegates to the Associate Administrator authority to act for him in his absence or inability to act, including the exercise of all powers and authorities which he himself holds; to the Directors, Policy Staffs, authority to establish and interpret program policies; to the Director, Producer Associations Division, authority to establish and interpret program policies for naval stores programs; to the Deputy Administrator, Management, authority to establish and interpret management policies; and to the Deputy Administrator, State and County Operations, the Deputy Administrator, Commodity Operations, and the Deputy Administrator, Management, authority to establish and interpret operations policies, institute activities and operations, execute documents, issue instructions and orders, and perform any other actions necessary to the performance of their assigned functions and responsibilities, as currently or hereafter assigned to them. Except when redelegation is specifically prohibited, this authority includes the power of redelegation.

In the absence of the Administrator and the Associate Administrator, the Deputy Administrators shall serve as Acting Administrator in the following order of precedence: Deputy Administrator, State and County Operations; Deputy Administrator, Commodity Operations; Deputy Administrator, Management. In the absence of the Administrator, Associate Administrator, and all Deputy Administrators, the Executive Assistant to the Administrator shall serve as Acting Administrator.

C. Directors of Divisions and ASCS Commodity Offices. Under the general

supervision and direction of the Administrator or of the Deputy Administrator who has been specifically assigned responsibility for direction of the programs and activities involved, the directors of all divisions of the ASCS and directors of all ASCS commodity offices are authorized, in connection with the performance of their assigned functions and responsibilities, to execute contracts, agreements, and other documents, to perform any other actions necessary thereto, and to settle and adjust CCC claims within limitations established by the Commodity Credit Corporation. All authorities shall be exercised within the confines of administrative and functional areas of jurisdiction and, in the case of ASCS commodity offices, in accordance with commodity assignments or geographic areas of jurisdiction. All authorities and responsibilities relating to Commodity Credit Corporation shall be exercised in accordance with the bylaws of Commodity Credit Corporation. Except when redelegation is specifically prohibited, this authority includes the power of redelegation. This general delegation of authority shall not be construed as waiving any restrictions, limitations, or requirements stated in a specific delegation of authority or imposed in governing policies, rules, regulations, or procedures.

VI. Availability of Information. Submittals or requests for information or materials with respect to the programs and functions of this Service may be directed to the following officers of the Agricultural Stabilization and Conservation Service who are responsible for the programs or functions concerned, at the addresses shown below:

A. Washington, D.C. Headquarters. Administrator; Deputy Administrator, State and County Operations, Deputy Administrator, Commodity Operations; Deputy Administrator, Management; Director, Cotton Policy Staff; Director, Grain Policy Staff; Director, Livestock and Dairy Policy Staff; Director, Oils and Peanut Policy Staff; Director, Sugar Policy Staff; Director, Tobacco Policy Staff; Director, Conservation and Land Use Policy Staff; Director, Policy and Program Appraisal Division; Director, Producer Associations Division; Director, Farmer Programs Division; Director, Disaster and Defense Services Staff; Director, Aerial Photography Division; Director, Bin Storage Division; Director, Inventory Management Division; Director, Procurement and Sales Division; Director, Administrative Services Division; Director, Budget Division; Director, Fiscal Division; Director, Information Division; Director, Operations Analysis Staff; Director, Personnel Management Division—Address: Agricultural Stabilization and Conservation Service, U.S. Department of Agriculture, Washington, D.C. 20250.

B. Field Locations.

1. Chief, Aerial Photography Laboratory, Aerial Photography Division, ASCS, U.S. Department of Agriculture, 45 South French Broad Avenue, Asheville, N.C. 28801.
2. Chief, Aerial Photography Laboratory, Aerial Photography Division, ASCS, U.S. De-

partment of Agriculture, 2505 Parleys Way, Salt Lake City, Utah, 84109.

3. Chief, New York Field Office, Fiscal Division, ASCS, U.S. Department of Agriculture, 10th Floor, 80 Lafayette Street, New York, N.Y. 10013.

4. Director, Kansas City ASCS Commodity Office, ASCS, U.S. Department of Agriculture, 8930 Ward Parkway, Kansas City, Mo. 64114.

a. Manager, Evanston Branch Office, Kansas City ASCS Commodity Office, ASCS, U.S. Department of Agriculture, 2201 Howard Street, Evanston, Ill. 60202.

b. Manager, Minneapolis Branch Office, Kansas City ASCS Commodity Office, ASCS, U.S. Department of Agriculture, Room 310, Grain Exchange Building, Minneapolis, Minn. 55415.

c. Manager, Houston Branch Office, Kansas City ASCS Commodity Office, ASCS, U.S. Department of Agriculture, Room 2836, Federal Building, 515 Rusk Avenue, Houston, Tex. 77002.

d. Manager, Portland Branch Office, Kansas City ASCS Commodity Office, ASCS, U.S. Department of Agriculture, 1218 Southwest Washington Street, Portland, Ore. 97205.

5. Director, Minneapolis ASCS Commodity Office, ASCS, U.S. Department of Agriculture, 6400 France Avenue, South, Minneapolis, Minn. 55410.

6. Director, New Orleans ASCS Commodity Office, ASCS, U.S. Department of Agriculture, Wirth Building, 120 Marais Street, New Orleans, La. 70112.

7. State Executive Director, ASCS State Offices, at the following addresses:

a. Alabama ASCS State Office, ASCS, U.S. Department of Agriculture, Room 714, 474 South Court Street, Montgomery, Ala. 36102.

b. Alaska ASCS State Office, ASCS, U.S. Department of Agriculture, Room 413, 516 Second Avenue, Fairbanks, Alaska 99701.

c. Arizona ASCS State Office, ASCS, U.S. Department of Agriculture, Federal Building, Room 6016, 230 North First Avenue, Phoenix, Ariz. 85025.

d. Arkansas ASCS State Office, ASCS, U.S. Department of Agriculture, Room 5416, New Federal Building, 700 West Capitol Avenue, Little Rock, Ark. 72203.

e. California ASCS State Office, ASCS, U.S. Department of Agriculture, 2020 Milvia Street, Berkeley, Calif. 94704.

f. Colorado ASCS State Office, ASCS, U.S. Department of Agriculture, Room 11-440, Federal Building, 1961 Stout Street, Denver, Colo. 80202.

g. Connecticut ASCS State Office, ASCS, U.S. Department of Agriculture, Room 304, Post Office Building, 135 High Street, Hartford, Conn. 06101.

h. Delaware ASCS State Office, ASCS, U.S. Department of Agriculture, Courtney and Academy Streets, Newark, Del. 19711.

i. Florida ASCS State Office, ASCS, U.S. Department of Agriculture, U.S. P.O. and Courthouse, 401 Southeast First Avenue, Gainesville, Fla. 32601.

j. Georgia ASCS State Office, ASCS, U.S. Department of Agriculture, Beechwood Office Building, Athens, Ga. 30604.

k. Hawaii ASCS State Office, ASCS, U.S. Department of Agriculture, 1833 Kalakaua Avenue, Room 632, Honolulu, Hawaii 96815.

l. Idaho ASCS State Office, ASCS, U.S. Department of Agriculture, 5903 Franklin Road, Boise, Idaho 83701.

m. Illinois ASCS State Office, ASCS, U.S. Department of Agriculture, Room 232, U.S. Post Office and Courthouse, Springfield, Ill. 62701.

n. Indiana ASCS State Office, ASCS, U.S. Department of Agriculture, Room 110, 311 West Washington Street, Indianapolis, Ind. 46204.

o. Iowa ASCS State Office, ASCS, U.S. Department of Agriculture, Room 411, Iowa

Building, 505 Sixth Avenue, Des Moines, Iowa 50307.

p. Kansas ASCS State Office, ASCS, U.S. Department of Agriculture, 2601 Anderson Avenue, Manhattan, Kans. 66502.

q. Kentucky ASCS State Office, ASCS, U.S. Department of Agriculture, 1409 Forbes Road, Lexington, Ky. 40505.

r. Louisiana ASCS State Office, ASCS, U.S. Department of Agriculture, 3737 Government Street, Alexandria, La. 71303.

s. Maine ASCS State Office, ASCS, U.S. Department of Agriculture, Grove Street, University of Maine Campus, Orono, Maine 04473.

t. Maryland ASCS State Office, ASCS, U.S. Department of Agriculture, Room 414, Hartwick Building, 4321 Hartwick Road, College Park, Md. 20740.

u. Massachusetts ASCS State Office, ASCS, U.S. Department of Agriculture, 29 Cottage Street, Amherst, Mass. 01002.

v. Michigan ASCS State Office, ASCS, U.S. Department of Agriculture, 1405 South Harrison Road, East Lansing, Mich. 48823.

w. Minnesota ASCS State Office, ASCS, U.S. Department of Agriculture, Griggs Midway Building, 1821 University Avenue, St. Paul, Minn. 55104.

x. Mississippi ASCS State Office, ASCS, U.S. Department of Agriculture, 420 Milner Building, 200 South Lamar Street, Jackson, Miss. 39205.

y. Missouri ASCS State Office, ASCS, U.S. Department of Agriculture, I.O.O.F. Building, 10th and Walnut Streets, Columbia, Mo. 65201.

z. Montana ASCS State Office, ASCS, U.S. Department of Agriculture, U.S.P.O. and Federal Building, Bozeman, Mont. 59715.

aa. Nebraska ASCS State Office, ASCS, U.S. Department of Agriculture, 5801 O Street, Lincoln, Nebr. 68501.

bb. Nevada ASCS State Office, ASCS, U.S. Department of Agriculture, 1479 South Wells Avenue, Reno, Nev. 89502.

cc. New Hampshire ASCS State Office, ASCS, U.S. Department of Agriculture, Room 210, Federal Building, Durham, N.H. 03824.

dd. New Jersey ASCS State Office, ASCS, U.S. Department of Agriculture, 1370 Hamilton Street, Somerset, N.J. 08873.

ee. New Mexico ASCS State Office, ASCS, U.S. Department of Agriculture, Room 4406, Federal Building, 517 Gold Avenue, SW, Albuquerque, N. Mex. 87103.

ff. New York ASCS State Office, ASCS, U.S. Department of Agriculture, Room 416, Midtown Plaza Building, 700 East Water Street, Syracuse, N.Y. 13210.

gg. North Carolina ASCS State Office, ASCS, U.S. Department of Agriculture, 1330 St. Mary's Street, Raleigh, N.C. 27605.

hh. North Dakota ASCS State Office, ASCS, U.S. Department of Agriculture, 15 South 21st Street, Fargo, N. Dak. 58102.

ii. Ohio ASCS State Office, ASCS, U.S. Department of Agriculture, 202 Old Federal Building, Columbus, Ohio 43215.

jj. Oklahoma ASCS State Office, ASCS, U.S. Department of Agriculture, Agriculture Center Office Building, Stillwater, Okla. 74074.

kk. Oregon ASCS State Office, ASCS, U.S. Department of Agriculture, 1218 Southwest Washington Street, Portland, Ore. 97205.

ll. Pennsylvania ASCS State Office, ASCS, U.S. Department of Agriculture, No. 2-H Riverside Office Center, 2101 North Front Street, Harrisburg, Pa. 17110.

mm. Rhode Island ASCS State Office, ASCS, U.S. Department of Agriculture, Federal Building 329A, U.S. Post Office, Providence, R.I. 02903.

nn. South Carolina ASCS State Office, ASCS, U.S. Department of Agriculture, Seventh Floor, Federal Association Building, 901 Sumter Street, Columbia, S.C. 29202.

oo. South Dakota ASCS State Office, ASCS, U.S. Department of Agriculture, 239 Wisconsin Street SW., Huron, S. Dak. 57350.

pp. Tennessee ASCS State Office, ASCS, U.S. Department of Agriculture, Room 579, U.S. Courthouse, Nashville, Tenn. 37203.

qq. Texas ASCS State Office, ASCS, U.S. Department of Agriculture, U.S.D.A. Building, College Station, Tex. 77841.

rr. Utah ASCS State Office, ASCS, U.S. Department of Agriculture, Room 4239, 125 South State Street, Salt Lake City, Utah 84111.

ss. Vermont ASCS State Office, ASCS, U.S. Department of Agriculture, 481 Main Street, Burlington, Vt. 05401.

tt. Virginia ASCS State Office, ASCS, U.S. Department of Agriculture, New Federal Building, 400 North Eighth Street, Richmond, Va. 23240.

uu. Washington ASCS State Office, ASCS, U.S. Department of Agriculture, Room 847, Bon Marche Building, 214 North Wall Street, Spokane, Wash. 99201.

vv. West Virginia ASCS State Office, ASCS, U.S. Department of Agriculture, 209 Prairie Avenue, Morgantown, W. Va. 26504.

ww. Wisconsin ASCS State Office, ASCS, U.S. Department of Agriculture, 4601 Hamersley Road, Madison, Wis. 53711.

xx. Wyoming ASCS State Office, ASCS, U.S. Department of Agriculture, 345 East Second Street, Casper, Wyo. 82602.

8. Director, ASCS Caribbean Area Office, ASCS, U.S. Department of Agriculture, 1409 Ponce De Leon Avenue, Stop 20, Segarra Building, San Juan, P.R. 00910.

9. County Office Managers are in charge of the operations of ASCS county offices. There are approximately 3,000 ASCS county offices in the United States. The address of any ASCS county office may be obtained from the appropriate ASCS State Office.

VII. Prior Authorization and Delegations. The Statement of Organization, Functions, and Delegations of Authority of Agricultural Stabilization and Conservation Service, published May 2, 1963 (28 F.R. 4368), is hereby superseded.

All subdelegations of authority relating to any function covered by such superseded statement or by this statement shall remain in effect except as they are inconsistent herewith or are hereafter amended or revoked. Nothing herein shall affect the validity of any action heretofore taken under previous delegations or subdelegations of authority or assignments of functions.

Signed at Washington, D.C., this 9th day of January 1968.

H. D. GODFREY,
Administrator, Agricultural Stabilization and Conservation Service.

Approved:

ORVILLE L. FREEMAN,
Secretary of Agriculture.

[F.R. Doc. 68-520; Filed, Jan. 15, 1968; 8:46 a.m.]

FEDERAL POWER COMMISSION

[Docket No. G-3756 etc.]

SIDNEY G. MYERS, JR., ET AL.

Notice of Applications for Certificates, Abandonment of Service and Petitions To Amend Certificates; Correction

JANUARY 4, 1968.

Sidney G. Myers, Jr., et al., and other Applicants listed herein, Docket Nos. G-

3756 et al.; Tenneco Inc., Docket No. CI68-727.

In notice of applications for certificates, abandonment of service and petitions to amend certificates, issued December 26, 1967, and published in the FEDERAL REGISTER January 6, 1968 (F.R. Doc. 68-55), 33 F.R. 237, Docket Nos. G-3756 et al., column 4, Docket No. CI68-727: Change price to read 15 cents in lieu of 16 cents.

GORDON M. GRANT,
Secretary.

[F.R. Doc. 68-512; Filed, Jan. 15, 1968; 8:45 a.m.]

SMALL BUSINESS ADMINISTRATION

[Declaration of Disaster Loan Area 648]

ARIZONA

Declaration of Disaster Loan Area

Whereas, it has been reported that during the month of December 1967, because of the effects of certain disasters, damage resulted to residences and business property located in Apache, Coconino, Gila, Navajo, Santa Cruz, and Yavapai Counties, in the State of Arizona;

Whereas, the Small Business Administration has investigated and received other reports of investigations of conditions in the area affected;

Whereas, after reading and evaluating reports of such conditions, I find that the conditions in such area constitute a catastrophe within the purview of the Small Business Act, as amended.

Now, therefore, as Administrator of the Small Business Administration, I hereby determine that:

1. Applications for disaster loans under the provisions of section 7(b) (1) of the Small Business Act, as amended, may be received and considered by the office below indicated from persons or firms whose property, situated in the aforesaid counties, and areas adjacent thereto, suffered damage or destruction resulting from heavy snow storms occurring on December 12, through December 23, 1967.

OFFICE

Small Business Administration Regional Office, 2727 North Central Avenue, Phoenix, Ariz. 85004.

2. Applications for disaster loans under the authority of this declaration will not be accepted subsequent to July 31, 1968.

Dated: January 9, 1968.

ROBERT C. MOOT,
Administrator.

[F.R. Doc. 68-518; Filed, Jan. 15, 1968; 8:45 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Office of the Secretary

AIR POLLUTION PREVENTION AND CONTROL

Definition of Atmospheric Areas

Notice is hereby given that, pursuant to section 107(a)(1) of the Clean Air Act, as amended by the Air Quality Act of 1967 (Public Law 90-148), the Atmospheric areas of the Nation are defined as set out below on the basis of those conditions which affect the interchange and diffusion of pollutants in the atmosphere.

Important meteorological parameters that affect the interchange and diffusion of airborne pollutants are the frequency, persistence, and height variation of stable (inversion) layers of air and speed and direction of wind. Accordingly, the boundaries of the Atmospheric areas are based on annual averages of (a) low-level inversion frequency, (b) maximum depths of vertical mixing, and (c) the frequency of light winds.

Collectively, an assessment of these parameters provides a measure of the dilution climatology of an area, that is, a history of the experience of air movements as it relates to the dilution of pollutants. This concept of dilution climatology is embodied in the High Air Pollution Potential (HAPP) Advisory System, initiated by the National Center for Air

Pollution Control (NCAPC) in the eastern United States in 1960 and the western United States in 1963, and now administered by the Environmental Science Services Administration (ESSA). The HAPP Advisory System provides a forecast of weather conditions conducive to the accumulation of air pollutants over large areas, a factor which was considered in the definition of these Atmospheric areas.

Because of the direct relationship of the area boundaries to the average meteorological conditions of large-scale areas, these boundaries do not necessarily reflect the actual meteorology in the immediate vicinity of the boundaries. In other words, there will always be special "boundary conditions" characterized by the movement of air, together with airborne pollutants, across the boundary. The boundaries are shown as zones on the map in order to reflect this boundary condition.

Furthermore, since the boundary between any two areas is defined by average annual conditions, it is transitory on the basis of shorter period (e.g., seasonal or diurnal) variations in meteorological conditions, with the result that Pittsburgh, for example, is under the influence of the average dilution climatology of the Appalachian Atmospheric area during certain times of the year and under the influence of the Great Lakes-Northeast Atmospheric area at other times during the year. Similarly, Portland, Oreg., New York City, or any other place in the near

vicinity of an Atmospheric area boundary, could be under the influence of a neighboring Atmospheric area during certain periods.

Major topographical features are also reflected in the delineation of Atmospheric areas. The eastern boundary of the two Atmospheric areas on the West Coast lies for the most part at the 2,000- to 3,000-foot elevation contour interval on the western slope of the first major mountain chain, and it marks in general the inland extent of the major influence of maritime air. The boundary between the Rocky Mountain Area and the Great Plains Area is essentially located at the 3,000- to 4,000-foot elevation contour interval. The effects of the Great Lakes and the Appalachian Mountains are apparent in the location of boundaries between Atmospheric areas in the eastern United States.

A brief description of each Atmospheric area is given in the attached table, including the geographical extent of each area and the major characteristics of the dilution climate. Definition of Atmospheric areas outside of the contiguous United States has been deferred.

The existence of Atmospheric areas, as defined herein, does not in any way limit the designation of Air Quality Control regions pursuant to section 107(a)(2) of the Clean Air Act, as amended.

Dated: January 9, 1968.

[SEAL]

JOHN W. GARDNER,
Secretary.

ATMOSPHERIC AREAS OF THE UNITED STATES

(Section 107 (a) (1), Clean Air Act, as amended)



DESCRIPTION OF ATMOSPHERIC AREAS AND THEIR CHARACTERISTICS, AIR QUALITY ACT OF 1967, SECTION 107 (a) (1)

Atmospheric area	Extent of area	Meteorological and topographical characteristics
California-Oregon coastal area.	Extends about 20 to 50 miles inland from the Pacific Ocean.	Maritime air penetration; prevailing shallow vertical mixing depths; topographic restraints on ventilation in coastal valleys and basins.
Washington coastal area.	Extends about 20 to 30 miles inland from the Puget Sound region, from which the eastern boundary extends southward to the vicinity of Longview on the Columbia River and then westward to the coast.	Precipitation, cloudiness, and relatively high winds are dominant features of the climate, which distinguishes this area from the adjacent areas. Storm activity is frequent, particularly during winter and spring seasons; the frequent storm passages result in a low occurrence of persistent stagnation.
Rocky Mountain area.	Extends eastward from the California-Oregon and Washington coastal areas, to terminate as a north-south oriented eastern boundary, essentially corresponding to the 3,000- to 4,000-foot mean sea level contour interval which in general defines the eastern-most extension of the major mountain ranges. This eastern boundary stretches from the Canadian border in Montana southward through extreme eastern Colorado, eastern New Mexico, to the Mexican border, to include the Big Bend region of Texas.	Topographic restriction, channeling of winds, particularly frequent surface-based inversions at night, and relatively deep mixing depths during the after-noon are prevalent features of the dilution climate of the area.
Great Plains area.	Extends eastward from the Rocky Mountain area to the Mississippi River south of Missouri; to the north it includes most of Illinois, southwestern Indiana, southwestern Wisconsin, and all but extreme northeast Minnesota.	Relatively flat terrain, which stretches from the Canadian border to the Gulf of Mexico, characterizes the topography. The dilution climate is characterized by negligible persistent atmospheric stagnation and the frequent occurrence of relatively high winds with rapidly changing meteorological conditions.
Great Lakes-Northeast area.	In addition to regions adjacent to the Great Lakes, this area includes the northern two-thirds of the States of Indiana and Ohio, the Allegheny Plateau area of northwestern Pennsylvania, all of New York State but the extreme southern part of the Hudson River Valley, and the New England States north of the Connecticut-Rhode Island coastal area.	The meteorology is characterized by frequent storm passages with attendant high winds and generally good dilution conditions. During the spring and early summer months, winds blowing from over the cold waters of the Great Lakes and Atlantic Ocean enhance low-level stability in regions adjacent to these bodies of water.
Appalachian area.	The eastern boundary of this area, which extends from northern New Jersey southward through southeastern Pennsylvania, eastern Virginia to the Atlantic coastline at the South Carolina border, is correlative for the most part with the 300- to 500-foot mean sea level contour interval. This contour interval at the foothills of the Blue Ridge Mountain Range distinguishes the relatively flat coastal plain to the east from the Appalachian Mountains. The area extends southward to the Gulf of Mexico, including northern Florida, and is bounded in the west and north by two other Atmospheric areas.	Dominant features of the dilution climate include light wind speeds and the most frequent stagnation conditions of any region east of the Rocky Mountains.
Mid-Atlantic coastal area.	Encompasses the Atlantic coastal plain from extreme southwestern Connecticut, including the New York City and Long Island region, southward to the South Carolina border at the coastline, and extends inland to the Appalachian area.	Shallow mixing depths, less frequent low-level stability and higher wind speeds are features of the dilution climate that distinguish this coastal area from those adjacent.
South Florida area.	Extends south from the Daytona Beach-Cedar Key line to include the southern half of Florida.	The climate of this area is predominantly tropical-marine in nature. Atmospheric stagnation is practically nonexistent; there is a small frequency of low-level stability; and relatively good vertical mixing prevails.

[F.R. Doc. 68-504; Filed, Jan. 15, 1968; 8:45 a.m.]

man participates in the deliberations and guides the operations of the Commission.

SUBPART D—OFFICE OF THE COMMISSIONERS

1.20 *Commissioners.* The remaining three Commissioners participate with the other two Commissioners, the Chairman and the Vice Chairman, in the establishment of Commission policies and in the ultimate decision and disposition of complaints. Appointed by the President and confirmed by the Senate, the Commissioners participate in Commission deliberations and guide the operations of the Commission.

The purpose of the Equal Employment Opportunity Commission is to obtain compliance with Title VII of the Civil Rights Act of 1964, which prohibits employment discrimination based on race, color, religion, sex, and national origin in industries affecting interstate commerce. The five-member Commission performs its tasks through a system of formal and informal remedial procedures. If voluntary compliance is not obtained, the Commission may recommend to the Attorney General institution of a suit to enjoin a pattern or practice of discrimination.

Effective date. The above provisions shall become effective July 4, 1967.

Dated: January 9, 1968.

CLIFFORD L. ALEXANDER, JR.,
Chairman.

[F.R. Doc. 68-511; Filed, Jan. 15, 1968; 8:45 a.m.]

FEDERAL COMMUNICATIONS
COMMISSION

[Docket No. 17938; FCC 68-8]

ADOPTION OF MARITIME MOBILE
SERVICE MANUAL

Notice of Inquiry

1. At the International Telecommunication Union (ITU) World Administration Radio Conference to deal with matters relating to Maritime Mobile Service convened in Geneva September 1967, it was resolved to publish a Maritime Mobile Service Manual. All ships required to be equipped with radiotelegraph would be required to carry this Manual after April 1, 1969, in lieu of the Radio Regulations.

2. As the provisions of the Radio Regulations which had been introduced, deleted, or amended by the Maritime Conference had not yet been assembled, it proved difficult at the Conference to select those provisions which should be published in the Manual. It was therefore decided that the Manual should be prepared in draft form and circulated to six Administrations for review. The United States of America is one of the Administrations which the Secretary General may consult. The purpose of the review is to determine what provisions of the Revised Radio Regulations, the

EQUAL EMPLOYMENT
OPPORTUNITY COMMISSIONOFFICE OF THE VICE CHAIRMAN AND
OFFICE OF THE COMMISSIONERS

Statement of Organization

In the Statement of Organization of the Equal Employment Opportunity Commission which appeared in the FEDERAL REGISTER on Saturday, December 2, 1967, on pages 16542-16543, "Subpart C—Office of the Vice Chairman" inadvertently included a paragraph which should have appeared under "Subpart

D—Office of the Commissioners;" and a reference to Subpart D was inadvertently omitted.

The Statement of Organization is hereby corrected so that Subparts C and D read as follows:

SUBPART C—OFFICE OF THE VICE
CHAIRMAN

1.10 *Vice Chairman.* A second of the five Commissioners, appointed by the President and confirmed by the Senate, is designated the Vice Chairman. He acts as Chairman in the absence or disability of the Chairman or in the event of a vacancy in that office. The Vice Chair-

Telegraph Regulations, and the Safety of Life at Sea Convention should be included in the manual. The Manual for use by the Mobile Services, Geneva 1961 was reviewed at the Conference and it was decided that the following provisions should not be included in the Manual for the Maritime Mobile Service.

Provisions of the Radio Regulations:
Nos. 22, 23, 24, 25, 26, 27, 42, 43, 44, 864, 919, 920, 928, 947, 949, 950, 966, 1207, 1527 to 1533, 1588, and 1589, section VI of appendix 11, appendix 13 (superseded by appendix 13A) and appendix 19.

Provisions of the Additional Radio Regulations:
Nos. 2133 to 2136, and 2161.

Provisions of the International Telecommunication Convention:
Chapters I and II.

3. The draft Manual has recently been received by the Commission. Comments to the ITU Secretary General are requested by January 31, 1968, in order that publication and distribution of the Manual will be completed prior to the effective date of the new regulations. The requirement for comments by January 31, 1968, necessitates that the Commission comment period be reduced and no time is provided for replies. Comments going to the substance of the regulations are not germane.

4. The draft Manual consists of approximately 270 pages. Normal distribution, therefore, is not feasible. The Manual will be available in the Commission's offices for inspection.

5. Interested parties are invited to file with the Commission their views relative to the information to be included in the Manual for use by the Maritime Mobile Service. Authority for the inquiry instituted herein is contained in section 403 of the Communications Act of 1934, as amended. Comments in response to this inquiry, pursuant to § 1.415 of the Commission's rules, should be submitted on or before January 19, 1968. In accordance with the provisions of § 1.419 of the Commission's rules, an original and 14 copies of all statements or comments shall be furnished to the Commission. In reaching its decision in this proceeding, the Commission also may take into account other relevant information before it, in addition to the specific comments invited by this notice.

Adopted: January 4, 1968.

Released: January 10, 1968.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 68-540; Filed, Jan. 15, 1968;
8:47 a.m.]

[Docket Nos. 17921-17923; FCC 68M-27]

BABCOM, INC., ET AL.

Order Scheduling Hearing

In re applications of Babcom, Inc., Springfield, Mo., Docket No. 17921, File No. BP-16908; Dr. Samuel N. Morris, trading as Upshur Broadcasting Co., Gilmer, Tex., Docket No. 17922, File No.

BP-16982; Giant Broadcasting Co., Inc., Ozark, Ark., Docket No. 17923, File No. BP-17103; for construction permits.

It is ordered, That Chester F. Nau-mowicz, Jr., shall serve as Presiding Officer in the above-entitled proceeding; that the hearings therein shall be convened on March 25, 1968, at 10 a.m.; and that a prehearing conference shall be held on February 21, 1968, commencing at 9 a.m.: And, it is further ordered, That all proceedings shall take place in the offices of the Commission, Washington, D.C.

Issued: January 8, 1968.

Released: January 10, 1968.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 68-541; Filed, Jan. 15, 1968;
8:47 a.m.]

[Docket No. 17633; FCC 68M-49]

CAPE FEAR BROADCASTING CO. (WFNC)

Order Rescheduling Hearing

In re application of Cape Fear Broadcasting Co. (WFNC), Fayetteville, N.C., Docket No. 17633, File No. BP-17017, for construction permit.

It is ordered, That the hearing in the above-entitled proceeding shall be convened in the offices of the Commission, Washington, D.C., at 10 a.m., February 7, 1968.

Issued: January 9, 1968.

Released: January 11, 1968.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 68-542; Filed, Jan. 15, 1968;
8:48 a.m.]

[Docket Nos. 17939-17941; FCC 68-10]

CENTEX RADIO CO. KEFC(FM) ET AL.

Order Designating Applications for Consolidated Hearing on Stated Issues

In re applications of: Centex Radio Co. KEFC(FM), Waco, Tex., Has: 95.5 mc, No. 238; 3.1 kw; 220 feet, Requests: 97.5 mc, No. 248; 56.3 kw; 209 feet, Docket No. 17939, File No. BPH-5774; KWTX Broadcasting Co., Waco, Tex., Requests: 97.5 mc, No. 248; 71.2 kw (H), 71.2 kw (V); 892 feet, Docket No. 17940, File No. BPH-5842; Morbro, Inc., Waco, Tex., Requests: 97.5 mc, No. 248; 100 kw; 159 feet, Docket No. 17941, File No. BPH-6003; for construction permits.

1. The Commission has under consideration the above-captioned and described applications which are mutually exclusive in that operation by the applicants as proposed would result in mutually destructive interference.

2. Data submitted by the applicants indicate that there would be a significant

difference between KWTX Broadcasting and the other two applicants in the size of the areas and populations which would receive service from the proposals. Consequently, for the purposes of comparison, the areas and populations within the 1 mv/m contours together with the availability of other FM services of 1 mv/m or greater intensity in such areas will be considered under the standard comparative issue, for the purpose of determining whether a comparative preference should accrue to any of the applicants.

3. Consideration of the programing proposals is required because of the substantial and material difference between the proposals in the amount of AM programing to be duplicated. KWTX Broadcasting proposes 46 percent duplication and Morbro 39 percent duplication while Centex proposes independent operation. Therefore, programing evidence will be admissible under the standard comparative issue. When duplicated programing is proposed, the showing permitted under the standard comparative issue will be limited to evidence concerning the benefits to be derived from the proposed duplication, and a full comparison of the applicants' program proposals will not be permitted in the absence of a specific programing inquiry—Jones T. Sudbury 8 FCC 2d 360, FCC 67-614 (1967).

4. According to its application, Morbro would require \$34,000 to construct and operate the proposed station for 1 year without revenue. To meet this requirement Morbro relies on existing capital of \$11,500 and a bank loan of \$25,000. Although its balance sheet shows cash on hand in excess of the amount specified, it does not separate the current from long-term liabilities which together total \$131,584.41. Consequently, it cannot be determined that the cash on hand would be available, and an appropriate issue therefore will be specified.

5. Except as indicated below, the applicants are qualified to construct and operate as proposed. However, because of their mutual exclusivity, the Commission is unable to make the statutory finding that a grant of the applications would serve the public interest, convenience and necessity, as is of the opinion that the applications must be designated for hearing on the issues set forth below.

It is ordered, That, pursuant to section 309(e) of the Communications Act of 1934, as amended, the applications are designated for hearing in a consolidated proceeding, at a time and place to be specified in a subsequent order, upon the following issues:

1. To determine whether Morbro, Inc., will be able to utilize the \$11,500 cash it states is on hand to finance construction of the proposed station and its operation for 1 year without revenue and thus demonstrate its financial qualifications.

2. To determine which of the proposals would best serve the public interest.

3. To determine in the light of the evidence adduced pursuant to the foregoing issue, which of the applications for construction permit should be granted.

It is further ordered, That to avail themselves of the opportunity to be heard, the applicants, pursuant to § 1.221(c) of the Commission's rules, in person or by attorney shall, within twenty (20) days of the mailing of this order, file with the Commission in triplicate, a written appearance stating an intention to appear on the date fixed for the hearing and present evidence on the issues specified in this order.

It is further ordered, That the applicants herein shall, pursuant to section 311(a) (2) of the Communications Act of 1934, as amended, and § 1.594 of the Commission's rules, give notice of the hearing, either individually or, if feasible and consistent with the rules, jointly, within the time and in the manner prescribed in such rule, and shall advise the Commission of the publication of such notice as required by § 1.594(g) of the rules.

Adopted: January 4, 1968.

Released: January 11, 1968.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 68-544; Filed, Jan. 15, 1968;
8:48 a.m.]

[Docket Nos. 17915-17917; FCC 68M-23]

GRAPHIC PRINTING CO., INC., ET AL.

Order Scheduling Hearing

In re applications of the Graphic Printing Co., Inc., Portland, Ind., Docket No. 17915, File No. BPH-5788; Glenn West, Portland, Ind., Docket No. 17916, File No. BPH-5820; Soundvision Broadcasting, Inc., Portland, Ind., Docket No. 17917, File No. BPH-5899; for construction permits.

It is ordered, That Isadore A. Honig shall serve as Presiding Officer in the above-entitled proceeding; that the hearings therein shall be convened on March 27, 1968, at 10 a.m.; and that a prehearing conference shall be held on January 31, 1968, commencing at 9 a.m.; And, it is further ordered, That all proceedings shall take place in the offices of the Commission, Washington, D.C.

Issued: January 8, 1968.

Released: January 10, 1968.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 68-545; Filed, Jan. 15, 1968;
8:48 a.m.]

[Docket Nos. 17942-17944; FCC 68-11]

HUBBARD BROADCASTING, INC.,
ET AL.

Order Designating Applications for Consolidated Hearing on Stated Issues

In re applications of: Hubbard Broadcasting, Inc., Tampa, Fla., Requests: 94.9 mc, No. 235; 100 kw(H), 100 kw(V);

1,300 feet, Docket No. 17942, File No. BPH-5954; WLCY, Inc., Tampa, Fla., Requests: 94.9 mc, No. 235; 52.29 kw; 414 feet, Docket No. 17943, File No. BPH-5994; Rust Craft Broadcasting Co., Tampa, Fla., Requests: 94.9 mc, No. 235; 77.7 kw; 245 feet, Docket No. 17944, File No. BPH-6000; for construction permits.

1. The Commission has under consideration the above-captioned and described applications which are mutually exclusive in that operation by the applicants as proposed would result in mutually destructive interference.

2. Data submitted by the applicants indicate that there would be a significant difference between Hubbard Broadcasting and the other two applicants in the size of the areas and populations which would receive service from the proposals. Consequently, for the purposes of comparison, the areas and populations within the 1 mv/m contours together with the availability of other FM services of 1 mv/m or greater intensity in such areas will be considered under the standard comparative issue, for the purpose of determining whether a comparative preference should accrue to any of the applicants.

3. Consideration of the programing proposals is required because of the substantial and material difference between the proposals in the amount of AM programing to be duplicated. WLCY, Inc., proposes approximately 35 percent duplication while Hubbard Broadcasting proposes independent operation and Rust Craft proposes no substantial amount of duplication. Therefore, programing evidence will be admissible under the standard comparative issue. The showing permitted under the standard comparative issue when duplicated programing is proposed will be limited to evidence concerning the benefits to be derived from the proposed duplication, and a full comparison of the applicants' program proposals will not be permitted in the absence of a specific programing inquiry—Jones T. Sudbury 8 FCC 2d 360, FCC 67-614 (1967).

4. Each of the applicants is qualified to construct and operate as proposed. However, because of their mutually exclusivity, the Commission is unable to make a statutory finding that a grant of the subject applications would serve the public interest, convenience, and necessity, and is of the opinion that they must be designated for hearing in a consolidated proceeding on the issues set forth below.

It is ordered, That, pursuant to section 309(e) of the Communications Act of 1934, as amended, the applications are designated for hearing in a consolidated proceeding, at a time and place to be specified in a subsequent order, upon the following issues:

1. To determine which of the proposals would best serve the public interest.

2. To determine in the light of the evidence adduced pursuant to the foregoing issue, which of the applications for construction permit should be granted.

It is further ordered, That to avail themselves of the opportunity to be heard, the applicants, pursuant to

§ 1.221(c) of the Commission's rules, in person or by attorney shall, within twenty (20) days of the mailing of this order, file with the Commission in triplicate, a written appearance stating an intention to appear on the date fixed for the hearing and present evidence on the issues specified in this order.

It is further ordered, That the applicants herein shall, pursuant to section 311(a) (2) of the Communications Act of 1934, as amended, and § 1.594 of the Commission's rules, give notice of the hearing, either individually or, if feasible and consistent with the rules, jointly, within the time and in the manner prescribed in such rule, and shall advise the Commission of the publication of such notice as required by § 1.594(g) of the rules.

Adopted: January 4, 1968.

Released: January 11, 1968.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 68-546; Filed, Jan. 15, 1968;
8:48 a.m.]

[Docket No. 17945; FCC 68-15]

IMAGE RADIO, INC.

Order Designating Application for Hearing on Stated Issues

In re application of Image Radio, Inc., Docket No. 17945, File No. BR-2540, for renewal of license of Station WCFV, Clifton Forge, Va.

1. The Commission has before it for consideration: (a) The above-captioned application of Image Radio, Inc., for renewal of license of Station WCFV, Clifton Forge, Va.; (b) the Commission's field inquiry into the operations of WCFV; (c) written inquiries from the Commission into certain aspects of the operation of WCFV and the applicant's responses thereto dated July 13, 1966, August 26, 1966, and September 22, 1966; and (d) the application for assignment of license by which Image Radio, Inc., acquired Station WCFV (File No. BAL-5461).

2. Information before the Commission raises a number of serious questions bearing upon whether Image Radio, Inc., possesses the qualifications to remain the licensee of WCFV. In view of these questions, the Commission is unable to find that a grant of the above-captioned application for renewal of license would serve the public interest, convenience, and necessity and must, therefore, designate the application for hearing.

3. Buford D. Epperson and Charles F. Barry, Jr., who own the majority stock interest (26 percent each) in Image Radio, Inc., also own the majority stock (33.3 percent each) of Impact Radio, Inc., licensee of Station WPXI, Roanoke, Va. The Commission (FCC 68-16) is simultaneously issuing an order designating for hearing the renewal application (BR-3487) of Impact Radio on issues related to the qualifications of that licensee

to operate a broadcasting facility. In view of the fact that the determination as to the issues in the Impact Radio (WPXI) renewal proceeding could be dispositive of the ultimate question in this proceeding, namely, the qualifications of Image Radio (WCFV) to be a licensee, we believe that the orderly dispatch of the Commission's business would be served by having these renewal applications heard at one time in a consolidated proceeding with all the parties participating. Miss Lou Broadcasting Corporation, FCC 67-698 (released June 26, 1967); Rovon Television, Inc., 8 FCC 2d 1116; KVNT Broadcasting Corp., FCC 63R-99, 24 RR 1170, and Edina Corp., FCC 63R-101, 24 RR 1167.

4. Accordingly, it is ordered, That, pursuant to section 309(e) of the Communications Act of 1934, as amended, the above-captioned application for renewal of license is designated for a hearing to be held at Roanoke, Va., at a time and place to be specified in a subsequent order, upon the following issues:

(1) To determine the extent to which the licensee of Station WCFV has engaged in fraudulent billing practices in violation of § 73.124 of the Commission's rules.

(2) To determine whether, in connection with Issue (1), misrepresentations were made to the Commission by Buford D. Epperson, a principal of applicant, in written responses to Commission inquiries submitted under dates of July 12, 1966, August 26, 1966, and/or September 22, 1966.

(3) To determine the facts and circumstances surrounding the filing of various applications and ownership reports with the Commission and whether applicant misrepresented the number of shares held by its shareholders.

(4) To determine the facts and circumstances surrounding the filing of various balance sheets with the Commission and whether, as the result of such filing, applicant made misrepresentations to the Commission.

(5) To determine whether the applicant misrepresented its policy on commercial time standards.

(6) To determine whether the applicant violated the terms of its station authorization and §§ 17.21, 73.57, 73.111, 73.114, 73.93, 73.933(a) (formerly 73.922), 17.47(b) 73.63, 73.56, and 73.47 of the Commission's rules.

(7) To determine the facts and circumstances surrounding the broadcast over Station WCFV on November 9, 1967, at 3:25 p.m., of an announcement on behalf of the First National Bank of Clifton Forge, and whether such announcement constituted violation of 18 U.S.C. 1304 and § 73.122 of the Commission's rules.

(8) To determine, on the basis of the evidence adduced pursuant to the foregoing issues, whether applicant possesses the requisite qualifications to continue to be a licensee of the Commission.

(9) To determine, in light of the evidence adduced pursuant to the foregoing issues, whether a grant of the application for renewal of license of Station WCFV would serve the public interest, convenience and necessity.

5. It is further ordered, That the Chief, Broadcast Bureau, is directed to serve upon the applicant within 10 days of the release of this order a Bill of Particulars setting forth the basis for adoption of the above hearing issues.

6. It is further ordered, That the Broadcast Bureau proceed with the initial presentation of the evidence with respect to Issues (1), (2), (3), (4), (5), (6), and (7), and that applicant then proceed with its evidence and have the burden of establishing that it possesses the requisite qualifications to be a licensee of the Commission and that a grant of its application for renewal of license would serve the public interest, convenience, and necessity.

7. It is further ordered, That this proceeding and the proceeding regarding the application of Impact Radio, Inc., for renewal of license of WPXI (File No. BR-3487, Docket No. 17946), be consolidated in a joint proceeding.

8. It is further ordered, That to avail itself of the opportunity to be heard, the applicant herein, pursuant to § 1.221 of the Commission's rules, in person or by attorney, shall within twenty (20) days of the mailing of this order, file with the Commission, in triplicate, a written appearance stating an intention to appear on the date fixed for the hearing and present evidence on the issues specified in this order.

9. It is further ordered, That the applicant herein shall, pursuant to section 311(a)(2) of the Communications Act of 1934, as amended, and § 1.594 of the Commission's rules, give notice of the hearing within the time and in the manner prescribed in such rule and shall advise the Commission thereof as required by § 1.594 of the rules.

10. It is further ordered, That action on the application for transfer of control of WCFV filed April 18, 1967 (BTC-5320) is held in abeyance pending final disposition of this proceeding.

Adopted: January 4, 1968.

Released: January 11, 1968.

FEDERAL COMMUNICATIONS
COMMISSION,¹

[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 68-547; Filed, Jan. 15, 1968;
8:48 a.m.]

[Docket No. 17946; FCC 68-16]

IMPACT RADIO, INC.

Order Designating Application for Hearing on Stated Issues

In re Application of Impact Radio, Inc., Docket No. 17946, File No. BR-3487; for renewal of license of station WPXI, Roanoke, Va.

1. The Commission has before it for consideration (a) the above-captioned application of Impact Radio, Inc., for renewal of license of Station WPXI, Roanoke, Va.; (b) the Commission's field inquiry into the operations of WPXI; and (c) written inquiries from the Commission with respect to certain aspects of

the operation of WPXI and the applicant's responses thereto.

2. Information before the Commission raises a number of serious questions as to whether Impact Radio, Inc., possesses the qualifications to remain the licensee of WPXI. In view of these questions the Commission is unable to find that a grant of the above-captioned application for renewal of license would serve the public interest, convenience, and necessity and must, therefore, designate the application for hearing.

3. Buford D. Epperson and Charles F. Barry, Jr., who own the majority stock interest (33.3 percent each) in Impact Radio, also own the majority stock (26 percent each) of Image Radio, Inc., licensee of Station WCFV, Clifton Forge, Va. The Commission (FCC 68-15) is simultaneously issuing an order designating for hearing the renewal application (BR-2540) of Image Radio on issues related to the qualifications of that licensee to operate a broadcasting facility. In view of the fact that the determination as to the issues in the Image Radio (WCFV) renewal proceeding could be dispositive of the ultimate question in this proceeding, namely, the qualifications of Impact Radio (WPXI) to be a licensee, we believe that the orderly dispatch of the Commission's business would be served by having these renewal applications heard at one time in a consolidated proceeding with all the parties participating. Miss Lou Broadcasting Corporation, FCC 67-698 (released June 26, 1967); Rovon Television, Inc., 8 FCC 2d 1116; KVNT Broadcasting Corp., FCC 63R-99, 24 RR 1170, and Edina Corp., FCC 63R-101, 24 RR 1167.

4. Accordingly, it is ordered, That pursuant to section 309(e) of the Communications Act of 1934, as amended, the above-captioned application for renewal of license is designated for a hearing to be held at Roanoke, Va., at a time and place to be specified in a subsequent order, upon the following issues:

(1) To determine the facts and circumstances surrounding the filing by applicant on May 4, 1966, of the application (BAL-5771) for assignment of license of WHYE (now WPXI), and whether Impact Radio, Inc., made misrepresentations therein.

(2) To determine the facts and circumstances surrounding the filing by applicant on July 12, 1966, and September 21, 1966, of ownership reports with the Commission, and whether applicant made misrepresentations to the Commission therein.

(3) To determine whether applicant or any of its officers or stockholders made misrepresentations to the Commission in an affidavit dated July 10, 1967, or in statements and correspondence to the Commission.

(4) To determine, on the basis of the evidence adduced pursuant to the foregoing issues, whether applicant possesses the requisite qualifications to continue to be a licensee of the Commission.

(5) To determine whether applicant is financially qualified to remain a licensee of the Commission.

¹ Commissioner Lee abstaining from voting.

(6) To determine, in light of the evidence adduced pursuant to the foregoing issues, whether a grant of the application for renewal of license of Station WPXI would serve the public interest, convenience, and necessity.

5. *It is further ordered*, That the Chief, Broadcast Bureau, is directed to serve upon the applicant within 10 days of the release of this order a Bill of Particulars setting forth the basis for adoption of the above hearing issues.

6. *It is further ordered*, That the Broadcast Bureau proceed with the initial presentation of the evidence with respect to Issues (1), (2), and (3), and that applicant then proceed with its evidence and have the burden of establishing that it possesses the requisite qualifications to be a licensee of the Commission and that a grant of its application for renewal of license would serve the public interest, convenience, and necessity.

7. *It is further ordered*, That this proceeding and the proceeding regarding the application of Image Radio, Inc., for renewal of license of WCFV (File No. BR-2540, Docket No. 17945) be consolidated in a joint proceeding.

8. *It is further ordered*, That, to avail itself of the opportunity to be heard, the applicant herein, pursuant to § 1.221 of the Commission's rules, in person or by attorney, shall within twenty (20) days of the mailing of this order, file with the Commission, in triplicate, a written appearance stating an intention to appear on the date fixed for the hearing and present evidence on the issues specified in this order.

9. *It is further ordered*, That the applicant herein shall, pursuant to § 311(a)(2) of the Communications Act of 1934, as amended, and § 1.594 of the Commission's rules, give notice of the hearing within the time and in the manner prescribed in such rule and shall advise the Commission thereof as required by § 1.594 of the rules.

10. *It is further ordered*, That action on the application for a new standard broadcast station at Camden, S.C. (BP-17638), which was accepted for filing on June 21, 1967, is held in abeyance pending final disposition of this proceeding.

Adopted: January 4, 1968.

Released: January 11, 1968.

FEDERAL COMMUNICATIONS

COMMISSION,

[SEAL] BEN F. WAPLE,

Secretary.

[F.R. Doc. 68-548; Filed, Jan. 15, 1968; 8:48 a.m.]

[Docket Nos. 17911, 17912; FCC 68M-25]

KCIL, INC., AND LA-TERR BROADCASTING CORP.

Order Scheduling Hearing

In re Applications of KCIL, Inc., Houma, La., Docket No. 17911; File No.

¹ Commissioner Lee abstaining from voting.

BP-5914; La-Terr Broadcasting Corp., Houma, La., Docket No. 17912, File No. BP-6009; for construction permits.

It is ordered, That Elizabeth C. Smith shall serve as Presiding Officer in the above-entitled proceeding; that the hearing therein shall be convened on March 28, 1968, at 10 a.m.; and that a prehearing conference shall be held on February 8, 1968, commencing at 9 a.m.; *And, it is further ordered*, That all proceedings shall take place in the offices of the Commission, Washington, D.C.

Issued: January 8, 1968.

Released: January 10, 1968.

FEDERAL COMMUNICATIONS

COMMISSION,

[SEAL] BEN F. WAPLE,

Secretary.

[F.R. Doc. 68-549; Filed, Jan. 15, 1968; 8:48 a.m.]

[Docket No. 17918-17920; FCC 68M-28]

LITTLE DIXIE RADIO, INC., ET AL.

Order Scheduling Hearing

In re applications of Little Dixie Radio, Inc., Sallisaw, Okla., Docket No. 17918, File No. BP-16768; Ozark Broadcasting Co., Inc., Ozark, Ark., Docket No. 17919, File No. BP-16797; Alcuin C. Wiederkehr, Leo J. Wiederkehr, and John Hilton doing business as Hilton and Wiederkehr Enterprises, Ozark, Ark., Docket No. 17920, File No. BP-16814; for construction permits.

It is ordered, That Millard F. French shall serve as Presiding Officer in the above-entitled proceeding; that the hearing therein shall be convened on March 27, 1968, at 10 a.m.; and that a prehearing conference shall be held on January 31, 1968, commencing at 9 a.m.; *And, it is further ordered*, That all proceedings shall take place in the offices of the Commission, Washington, D.C.

Issued: January 8, 1968.

Released: January 10, 1968.

FEDERAL COMMUNICATIONS

COMMISSION,

[SEAL] BEN F. WAPLE,

Secretary.

[F.R. Doc. 68-550; Filed, Jan. 15, 1968; 8:48 a.m.]

[Docket No. 17484; FCC 68M-26]

NORTHLAND ADVERTISING, INC., ET AL.

Order Scheduling Hearing

Northland Advertising, Inc., Iron River, Mich.; WJPD, Inc., Ishpeming, Mich., Complainants, v. Michigan Bell Telephone Co., Detroit Mich., Defendant, Docket No. 17484.

It is ordered, That Charles J. Frederick shall serve as Presiding Officer in the above-entitled proceeding; that the

hearings therein shall be convened on March 5, 1968, at 10 a.m.; and that a prehearing conference shall be held on February 2, 1968, commencing at 9 a.m.; *And, it is further ordered*, That all proceedings shall take place in the offices of the Commission, Washington, D.C.

Issued: January 8, 1968.

Released: January 10, 1968.

FEDERAL COMMUNICATIONS

COMMISSION,

[SEAL] BEN F. WAPLE,

Secretary.

[F.R. Doc. 68-551; Filed, Jan. 15, 1968; 8:48 a.m.]

[Docket Nos. 17932-17934; FCC 68M-21]

RUST CRAFT BROADCASTING CO. ET AL.

Order Scheduling Hearing

In re application of Rust Craft Broadcasting Co., Utica, N.Y., Docket No. 17932, File No. BPCT-3924; P. H. Inc., Utica, N.Y., Docket No. 17933, File No. BPCT-3952; Roy H. Park Broadcasting, Inc., Utica, N.Y., Docket No. 17934, File No. BPCT-3977; for construction permit for new television broadcast station (Channel 20).

It is ordered, That Thomas H. Donahue shall serve as Presiding Officer in the above-entitled proceeding; that the hearings therein shall be convened on March 19, 1968, at 10 a.m.; and that a prehearing conference shall be held on February 7, 1968, commencing at 9 a.m.; *And, it is further ordered*, that all proceedings shall take place in the offices of the Commission, Washington, D.C.

Issued: January 8, 1968.

Released: January 10, 1968.

FEDERAL COMMUNICATIONS

COMMISSION,

[SEAL] BEN F. WAPLE,

Secretary.

[F.R. Doc. 68-552; Filed, Jan. 15, 1968; 8:49 a.m.]

[Docket No. 17914; FCC 68M-24]

SECOND THURSDAY CORP.

Order Scheduling Hearing

In re application of Second Thursday Corp., Nashville, Tenn., Docket No. 17914, File No. BR-4380; for renewal of license of Station WWGM.

It is ordered, That Basil P. Cooper shall serve as Presiding Officer in the above-entitled proceeding; that the hearings therein shall be convened on March 27, 1968, at 10 a.m.; and that a prehearing conference shall be held on February 13, 1968, commencing at 9 a.m.; *And, it is*

further ordered, That all proceedings shall take place in the offices of the Commission, Washington, D.C.

Issued: January 8, 1968.

Released: January 10, 1968.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 68-553; Filed, Jan. 15, 1968;
8:49 a.m.]

[Docket Nos. 17926, 17927; FCC 68M-22]

WENY, INC., AND CHANNEL 9
SYRACUSE, INC.

Order Scheduling Hearing

In re applications of WENY, Inc., Elmira, N.Y., Docket No. 17926, File No. BPCT-3918; Channel 9 Syracuse, Inc., Elmira, N.Y., Docket No. 17927, File No. BPCT-4000; for construction permit for new television broadcast station (Channel 36).

It is ordered, That H. Gifford Irion shall serve as Presiding Officer in the above-entitled proceeding; that the hearings therein shall be convened on March 28, 1968, at 10 a.m.; and that a prehearing conference shall be held on February 20, 1968, commencing at 9 a.m.: And, it is further ordered, That all proceedings shall take place in the offices of the Commission, Washington, D.C.

Issued: January 8, 1968.

Released: January 10, 1968.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 68-554; Filed, Jan. 15, 1968;
8:49 a.m.]

[Docket No. 17554; FCC 68M-47]

WESTERN UNION TELEGRAPH CO.

Order Continuing Prehearing Conference

In the matter of proposed revisions in the rates of the Western Union Tele-

graph Co. for tieline domestic interstate telegraph services, Docket No. 17554.

On the unopposed oral request of counsel for the Common Carrier Bureau: It is ordered, That the further prehearing conference is rescheduled from January 16, to February 20, 1968, at 10 a.m.

Issued: January 8, 1968.

Released: January 11, 1968.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 68-555; Filed, Jan. 15, 1968;
8:49 a.m.]

[Canadian Change List 236]

CANADIAN BROADCAST STATIONS

List of Changes, Proposed Changes and Corrections in Assignment

DECEMBER 20, 1967.

Notification under the provision of Part III, section 2 of the North American Regional Broadcasting Agreement.

List of changes, proposed changes and corrections in assignment of Canadian Broadcast Stations modifying appendix containing Assignments of Canadian Stations (Mimeograph No. 47214-3) attached to the Recommendation of the North American Regional Broadcasting Agreement Engineering Meeting.

Call letters	Location	Power kw	Antenna	Schedule	Class	Expected date of commencement of operation
New (change from that notified on List No. 214).	Kamloops, British Columbia.	610 kilocycles 1 kw	DA-1	U	III	E.I.O. 12-15-68.
CFAX (PO: 1070 kc/s 1 kw DA-1).	Victoria, British Columbia.	1070 kilocycles 10 kw	DA-1	U	II	E.I.O. 12-15-68.
New	Merritt, British Columbia.	1290 kilocycles 1 kw D/0.25 kwN.	ND	U	IV	E.I.O. 12-15-68.
New	Castlegar, British Columbia.	1240 kilocycles 0.25 kw	ND	U	IV	E.I.O. 12-15-68.
CHAM (PO: 1280 kc/s, 10 kw D/5 kwN, DA-2. Change in call letters from CHIQ. Increase in night-time power).	Hamilton, Ontario.	1280 kilocycles 10 kw	DA-2	U	III	E.I.O. 12-15-68.
CFYK (change in transmitter site only).	Yellowstone, Northwest Territories.	1340 kilocycles 1 kw	ND	U	IV	E.I.O. 12-15-68.
New	Creston, British Columbia.	1340 kilocycles 0.25 kw	ND	U	IV	E.I.O. 12-15-68.
New	Temiscaming, Province of Quebec.	1340 kilocycles 0.25 kw	ND	U	IV	E.I.O. 12-15-68.
CFLV (change from that notified on List No. 219. PO: 1370 kc/s 1 kw DA-1).	Valleyfield, Province of Quebec.	1370 kilocycles 10 kw D/5 kwN.	DA-1	U	III	E.I.O. 12-15-68.

FEDERAL COMMUNICATIONS COMMISSION,
BEN F. WAPLE,
Secretary.

[F.R. Doc. 68-543; Filed, Jan. 15, 1968; 8:48 a.m.]

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